

STATE OF MINNESOTA

# STATE REGISTER

DEPARTMENT OF ADMINISTRATION—DOCUMENTS DIVISION

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# STATE REGISTER

## Judicial Notice Shall Be Taken of Material Published in the *State Register*

The *State Register* is the official publication of the State of Minnesota, containing executive orders of the governor, proposed and adopted rules of state agencies, official notices to the public, state and non-state public contracts, grants, supreme court and tax court decisions, and a monthly calendar of cases to be heard by the state supreme court.

### Volume 11 Printing Schedule and Submission Deadlines

Vol. 11 Issue Number	*Submission deadline for Executive Orders, Adopted Rules and **Proposed Rules	*Submission deadline for State Contract Notices and other **Official Notices	Issue Date
49	Friday 22 May	Monday 1 June	Monday 8 June
50	Monday 1 June	Monday 8 June	Monday 15 June
51	Monday 8 June	Monday 15 June	Monday 22 June
52	Monday 15 June	Monday 22 June	Monday 29 June

\*Deadline extensions may be possible at the editor's discretion; however, none will be made beyond the second Wednesday (12 calendar days) preceding the issue date for rules, proposed rules and executive orders, or beyond the Wednesday (5 calendar days) preceding the issue date for official notices. Requests for deadline extensions should be made only in valid emergency situations.

\*\*Notices of public hearings on proposed rules and notices of intent to adopt rules without a public hearing are published in the Proposed Rules section and must be submitted two weeks prior to the issue date.

Instructions for submission of documents may be obtained from the *State Register* editorial offices, 504 Rice Street, St. Paul, Minnesota 55155, (612) 296-4273.

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## FOR LEGISLATIVE NEWS

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**How to Follow State Agency Rulemaking Action in the State Register**

State agencies must publish notice of their rulemaking action in the *State Register*. If an agency seeks outside opinion before promulgating new rules or rule amendments, it must publish a **NOTICE OF INTENT TO SOLICIT OUTSIDE OPINION** also.

**The PROPOSED RULES section contains:**

- Proposed new rules (including notice of hearing and/or notice of intent to adopt rules without a hearing).
- Proposed amendments to rules already in existence in the Minnesota Rules.
- Proposed emergency rules.
- Withdrawal of proposed rules (option; not required).

**The ADOPTED RULES section contains:**

- Notice of adoption of new rules and rule amendments adopted without change from the previously published proposed rules. (Unchanged adopted rules are not republished in full in the *State Register* unless requested by an agency.)
- Adopted amendments to new rules or rule amendments (adopted changes from the previously published proposed rules).
- Notice of adoption of emergency rules.
- Adopted amendments to emergency rules (changes made since the proposed version was published).
- Extensions of emergency rules beyond their original effective date.

**The OFFICIAL NOTICES section includes (but is not limited to):**

- Notice of intent to solicit outside opinion before promulgating rules.
- Additional hearings on proposed rules not listed in original proposed rules calendar.

ALL ADOPTED RULES and ADOPTED AMENDMENTS TO EXISTING RULES published in the *State Register* and filed with the Secretary of State before April 8, 1985 are published in the *Minnesota Rules 1985*. ADOPTED RULES and ADOPTED AMENDMENTS TO EXISTING RULES filed after April 8, 1985 are included in a supplement published in Spring, 1986. Proposed and adopted EMERGENCY (formerly called TEMPORARY) RULES appear in the *State Register* but are generally not published in the *Minnesota Rules* due to the short-term nature of their legal effectiveness. Those that are long-term may be published.

The *State Register* publishes partial and cumulative listings of rule in the MINNESOTA RULES AMENDMENTS AND ADDITIONS list on the following schedule:

Issues 1-13, inclusive	Issue 39, cumulative for 1-39
Issues 14-25, inclusive	Issues 40-51, inclusive
Issue 26, cumulative for 1-26	Issue 52, cumulative for 1-52
Issues 27-38, inclusive	

# MINNESOTA RULES

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## Amendments and Additions

**ADMINISTRATION DEPARTMENT**

1300.0940, .0944, .0946, 0948 (proposed)	1977
1315.0200 (proposed)	1982
1315.0200 subpart 2, 1315.0400 (proposed repealer)	1982

**AGRICULTURE DEPARTMENT**

1550.3100, .3110, .3120, .3130, .3140, .3150, .3170 (adopted)	1989
1555.6760 (adopted)	2164
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2791.0100 (proposed)	2194

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**EDUCATION DEPARTMENT**

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4715.3150; .3170; .5900 (proposed)	2073

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5205.0010; .0015; .0040; .0050; .0065; .0070; .0080; .0100; .0105; .0110; .0116; .0140; .0200; .0400; .0410; .0420; .0430; .0450; .0460; .0490; .0650; .0660; .0665; .0675; .0680; .0685; .0686; .0690; .0700; .0750; .0755; .0760; .0765; .0770; .0860; .0865; .0870; .0880; .0890; .1000; .1010; .1020; .1030; .1040; .1200; .1210; .1220; .1230; .1240; .1250; .1260; .1270; .1280; .1290; .1300; 5207.0010; .0020; .0030; .0035; .0040; .0050; .0060;	

# MINNESOTA RULES: Amendments & Additions

.0100; .0200; .0210; .0220; .0250; .0260; .0300; .0310; .0320; .0400; .0410; .0500; .0510; .0520; .0530; .0540; .0600; .0610; .0620; .0630; .0700; .0710; .0720; .0730; .0740; .0800; .0810; .0900; .0910 (proposed) . . . . .	2138	.8710 (proposed) . . . . .	1918
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		9555.9600; .9610; .9620; .9630; .9640; .9650; .9660; .9670; .9680; .9690; .9700; .9710; .9720; .9730 (adopted) . . . . .	2165

# PROPOSED RULES

Pursuant to Minn. Stat. of 1984, §§ 14.22, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing, as long as the agency determines that the rules will be noncontroversial in nature. The agency must first publish a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. The notice must advise the public:

1. that they have 30 days in which to submit comment on the proposed rules;
2. that no public hearing will be held unless 25 or more persons make a written request for a hearing within the 30-day comment period;
3. of the manner in which persons shall request a hearing on the proposed rules; and
4. that the rule may be modified if the modifications are supported by the data and views submitted.

If, during the 30-day comment period, 25 or more persons submit to the agency a written request for a hearing of the proposed rules, the agency must proceed under the provisions of §§ 14.14-14.20, which state that if an agency decides to hold a public hearing, it must publish a notice of intent in the *State Register*.

Pursuant to Minn. Stat. §§ 14.29 and 14.30, agencies may propose emergency rules under certain circumstances. Proposed emergency rules are published in the *State Register* and, for at least 25 days thereafter, interested persons may submit data and views in writing to the proposing agency.

## Department of Agriculture

### Proposed Permanent Rules Relating to Buying and Storing Grain

#### Notice of Intent to Adopt Rules without a Public Hearing

Notice is hereby given that the Minnesota Department of Agriculture intends to adopt the above-entitled rules without a public hearing, following the procedures set forth in the Administrative Procedures Act for adopting rules without a public hearing in Minnesota Statutes, Sections 14.22-14.28. The statutory authority to adopt these rules is Minnesota Statutes, Sections 16A.128; 223.19; 232.22, subds. 3 and 4; 232.24, subd. 1; and 236.08.

All persons have 30 days in which to submit comment in support of or in opposition to the proposed rules or any part or subpart of the rules. Comment is encouraged. Each comment should identify the portion of the proposed rules addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rule within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request in writing. Any person requesting a public hearing should state their name and address, and is encouraged to identify the portion of the proposed rules addressed, the reason for the request, and any proposed change. If a public hearing is required, the department will proceed according to Minnesota Statutes, Sections 14.131 to 14.20.

Comments or written requests for a public hearing must be submitted to: Carol Milligan, Minnesota Department of Agriculture, 90 West Plato Boulevard, St. Paul, MN 55107, (612) 296-6906.

The proposed rules may be modified if the modifications are supported by the data and views submitted to the department and do not result in a substantial change in the proposed rules as noticed.

A copy of the proposed rules is attached to this Notice.

A Statement of Need and Reasonableness that describes the need for and reasonableness of each provision of the proposed rules and identifies the data and information relied upon to support the proposed rules has been prepared and is available upon request from Ms. Milligan.

The proposed rules do not impose any additional compliance or reporting requirements on small business as defined in Minnesota Statutes, Section 14.115, other than what is required by statute. Standards set by the rules are necessary for safe storage to protect the quality of grain.

If no hearing is required, upon adoption of the final rules, the rules and the required supporting documents will be submitted to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. Persons who wish to be advised of the submission of this material to the Attorney General, or who wish to receive a copy of the adopted rules must submit a written request to Ms. Milligan.

Dated: 22 April 1987

Jim Nichols, Commissioner  
Department of Agriculture

**Rules as Proposed (all new material)****DEPARTMENT OF AGRICULTURE  
BUYING AND STORING OF GRAIN****1562.0100 DEFINITIONS.**

Subpart 1. **Scope.** For the purposes of this chapter, the terms defined in this part have the meanings given them.

Subp. 2. **Cash sale.** "Cash sale" means:

A. a sale for which payment is tendered to the seller not later than the close of business on the next business day after the sale, either by cash or by check, or by mailing or wiring funds to the seller's account in the amount of at least 80 percent of the value of the grain at delivery; or

B. a sale of a shipment of grain which is part of a multiple shipment sale, for which a scale ticket clearly marked "cash" has been received by the seller before completion of the entire sale, and for which payment is tendered in cash or by check not later than ten days after the sale of that shipment, except that when the entire sale is completed, payment is tendered in cash or by check not later than the close of business on the next business day, or within 48 hours, whichever is later.

Subp. 3. **Commissioner.** "Commissioner" means the commissioner of agriculture or the commissioner's designee.

Subp. 4. **Department.** "Department" means the Minnesota Department of Agriculture.

Subp. 5. **Depositor.** "Depositor" means a person who is the owner or legal holder of an outstanding grain warehouse receipt, grain bank receipt, or open scale ticket marked for storage on which a receipt is to be issued, representing any grain stored in a public grain warehouse or grain bank.

Subp. 6. **Grain.** "Grain" means any cereal grain, coarse grain, or oilseed in unprocessed form for which a standard has been established by the United States Secretary of Agriculture or the Minnesota Board of Grain Standards, or any other agricultural crop which the commissioner may designate by rule.

Subp. 7. **Grain bank.** "Grain bank" means a feed-processing plant that receives and stores grain, the equivalent of which, except as is otherwise permitted by Minnesota Statutes, section 236.04, it processes and returns to the grain's owner in amounts, at intervals, and with added ingredients that are mutually agreeable to the grain's owner and the person operating the plant.

Subp. 8. **Grain bank receipt.** "Grain bank receipt" means a nonnegotiable receipt issued to the owner of the grain, or the owner's agent, for grain which is being stored for the purpose of being processed into feed.

Subp. 9. **Grain buyer.** "Grain buyer" means a person who purchases grain from a producer with the exception of a person who purchases seed grain for crop production or who purchases grain as feed for the person's own livestock.

Subp. 10. **Grain buyer's bond.** "Grain buyer's bond" means an obligation acceptable to and running to the state, as obligee, for the purpose of indemnifying producers of grain against the breach of a cash sale contract by a licensed grain buyer.

Subp. 11. **Grain purchase receipt.** "Grain purchase receipt" means a memorandum issued by a grain buyer to a seller at the time grain is delivered from the seller to the grain buyer, and which shows the weight or quantity and kind of grain.

Subp. 12. **Grain storage bond.** "Grain storage bond" means an obligation to and running to the state, as obligee, for the purpose of indemnifying depositors of grain against the breach of a grain storage contract by a person licensed to store grain.

Subp. 13. **Grain warehouse.** "Grain warehouse" means an elevator, flour, cereal or feed mill, malthouse or warehouse in which grain belonging to a person other than the warehouse operator is received for purchase or storage.

Subp. 14. **Grain warehouse receipt.** "Grain warehouse receipt" means a formal record issued to a depositor by a grain warehouse operator under Minnesota Statutes, section 232.23.

Subp. 15. **Independent grain buyer.** "Independent grain buyer" means a person who buys grain from producers and does not operate a grain warehouse.

Subp. 16. **Person.** "Person" means a corporation, company, joint stock company or association, partnership, firm, or individual and includes their agents, trustees, assignees, or duly appointed receivers.

Subp. 17. **Private grain warehouse operator.** "Private grain warehouse operator" means a person operating a grain warehouse

**KEY: PROPOSED RULES SECTION** — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." **ADOPTED RULES SECTION** — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

## PROPOSED RULES

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for the sole purpose of purchasing, handling, processing, and shipping grain or its byproducts who is not licensed by the commissioner to accept grain belonging to others for storage. "Private grain warehouse operator" includes any person licensed under the United States Warehouse Act.

Subp. 18. **Producer.** "Producer" means a person who grows grain on land that the person owns or leases.

Subp. 19. **Public grain warehouse operator.** "Public grain warehouse operator" means a person operating a grain warehouse in which grain belonging to persons other than the grain warehouse operator is accepted for storage or purchase or who offers grain storage or warehouse facilities to the public for hire.

Subp. 20. **Public terminal warehouse.** "Public terminal warehouse" has the meaning given in Minnesota Statutes, section 233.01.

Subp. 21. **Scale ticket.** "Scale ticket" means a memorandum issued by a grain elevator or warehouse operator to a depositor at the time grain is delivered showing the weight and kind of grain.

Subp. 22. **Vehicle.** "Vehicle" means a device in, upon, or by which any person or property is or may be transported or drawn upon a highway, except devices used exclusively upon stationary rails or tracks.

Subp. 23. **Voluntary extension of credit contract.** "Voluntary extension of credit contract" means a contract for the purchase of a specific amount of grain from a producer in which title to the grain passes to the grain buyer upon delivery but the price is to be determined or payment for the grain is to be made at a date later than the date of delivery of the grain to the grain buyer. Voluntary extension of credit contracts include deferred or delayed payment contracts, unpriced sales, no-price-established contracts, average pricing contracts, and all other contractual arrangements with the exception of cash sales and grain storage agreements evidenced by a grain warehouse receipt or scale ticket marked "storage."

Subp. 24. **Warehouse.** "Warehouse" means all or a portion of a building, structure, or other protected enclosure in which grain is or may be stored.

### 1562.0200 LICENSING.

Before purchasing or storing grain in Minnesota a person must file with the commissioner an application for a license on forms provided by the commissioner. No person may buy grain from producers in Minnesota without first obtaining a grain buyer's license or store grain for others in Minnesota without first obtaining a grain storage license.

Applications may be submitted any time during the year. Each license must be renewed every year on July 1. All licenses expire at midnight each June 30. Only one person may obtain a license to buy or store grain at any one grain warehouse.

A separate license is required for each home rule charter or statutory city or town in which a grain buyer or public grain warehouse operator buys or stores grain.

### 1562.0300 LICENSE EXCEPTIONS.

The following persons are not required to obtain a license to buy grain in Minnesota:

- A. a person who does not buy grain from producers;
- B. a producer selling the producer's own grain;
- C. a person who buys seed grain for crop production; and
- D. a person who purchases grain as feed for the person's own livestock or poultry.

### 1562.0400 TYPES OF LICENSES.

Subpart 1. **Grain buyer.** A license to buy grain is a license issued to an independent grain buyer, private grain warehouse operator, or public grain warehouse operator who buys grain from producers.

Subp. 2. **Grain storage.** A license to store grain is a license issued to a public grain warehouse operator who accepts grain for storage or who offers grain storage facilities to the public for hire.

Subp. 3. **Grain bank.** A grain bank license is a license issued to a private or public grain warehouse operator who processes grain into feed and who has a license to buy grain.

### 1562.0500 GRAIN STORAGE LICENSE REQUIREMENTS.

Subpart 1. **Place of business.** A public grain warehouse operator must have a permanent established place of business at each licensed location where the books, records, and files necessary to conduct the business are kept and maintained, and where the license and tariff are posted in a conspicuous place.

Subp. 2. **Warehouse equipment.** Each licensed location must include a warehouse that is equipped for the weighing, drying, grading, storing, handling, processing, and shipping of grain.



Subp. 3. **Multiple warehouse license.** Grain warehouses located within the same home rule charter or statutory city or town and operated by the same person may be included under the same license.

Subp. 4. **Inspection; approval.** A grain warehouse must be inspected and approved by the commissioner before a license is issued and grain is stored.

Subp. 5. **Cleanliness.** A grain warehouse must be kept reasonably clean of dust, rubbish, and materials that might increase the fire hazard or interfere with the handling of grain.

Subp. 6. **Grain quality.** Grain must be maintained in good quality condition at all times and be kept free of rodents, insects, birds, and contaminants harmful to the quality of the grain.

Subp. 7. **Records and accounts.** A person licensed to store grain shall maintain a daily position record of each kind of grain stored in the warehouse including warehouse-owned cash grain, grain priced but not paid, and grain bought but not priced.

#### **1562.0600 LICENSING OF LEASED FACILITIES.**

A person shall obtain a grain buyer's license or storage license for each grain warehouse leased, except that all grain warehouses located within the same home rule charter or statutory city or town and leased and operated by the same person may be covered by a single license. A person may not lease storage space that is licensed and operated by another person licensed to buy or store grain.

A warehouse must be under the control of the licensed warehouse operator leasing the warehouse.

All grain or commodities stored in a leased warehouse must be covered under the licensee's storage bond and must be included under the licensee's insurance policy, as required by Minnesota Statutes, section 232.23, subdivision 16.

#### **1562.0700 BOND.**

Subpart 1. **Requirement.** Before a license to buy or store grain is issued, the applicant for the license must file with the commissioner a bond in an amount prescribed by this part. The bond provides coverage at all licensed locations.

Subp. 2. **Grain buyer's bond.** The grain buyer's bond amount is based on the total annual dollar amount of grain purchased by the grain buyer in Minnesota as follows:

<b>GRAIN BUYER'S BOND</b>	<b>TOTAL ANNUAL GRAIN PURCHASES</b>
\$10,000	\$100,000 or less
\$20,000	\$100,001 to \$750,000
\$30,000	\$750,001 to \$1,500,000
\$40,000	\$1,500,001 to \$3,000,000
\$50,000	more than \$3,000,000

Subp. 3. **Grain buyer's bond; first-time applicant.** A first-time applicant for a grain buyer's license shall file a \$20,000 grain buyer's bond with the commissioner. This bond must remain in effect for the first year of the license. A first-time applicant includes a person previously licensed to buy grain who has not renewed the license for one or more years.

Subp. 4. **Grain storage bond.** The amount of bond required for grain storage is based on 50 percent of the local market value of grain stored by a public grain warehouse operator in Minnesota. The minimum grain storage bond is \$20,000. The maximum grain storage bond is \$500,000, excluding any grain bank liability. The storage bond amount may be increased during the license year. However, the storage bond may not be reduced during the license year.

Subp. 5. **Grain bank bond.** The grain bank bond is based on 50 percent of the local market value of grain stored in grain banks in Minnesota. A person licensed to store grain may include the additional liability for grain bank grain in the determination of the amount of the storage bond in lieu of obtaining a separate grain bank bond. The minimum grain bank bond is \$1,500. The maximum grain bank bond is \$150,000. The grain bank bond amount may be increased during the license year. The grain bank bond may not be reduced during the license year.

#### **1562.0800 FEES.**

Subpart 1. **License to buy grain.** The fee for a license to buy grain is as follows:

A. For grain purchases under \$1,500,000, the license fee is \$100 plus \$50 for each additional home rule charter or statutory city or town in which the grain buyer is to be licensed to buy grain.

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# PROPOSED RULES

B. For grain purchases of \$1,500,000 to \$3,000,000, the license fee is \$200 plus \$50 for each additional home rule charter or statutory city or town in which the grain buyer is to be licensed to buy grain.

C. For grain purchases over \$3,000,000, the license fee is \$300 plus \$50 for each additional home rule charter or statutory city or town in which the grain buyer is to be licensed to buy grain.

Subp. 2. **License to store grain.** The fees for a license to store grain are as follows:

A. For a license to store grain, the license fee is \$40 for each home rule charter or statutory city or town in which a public grain warehouse is operated.

B. A person with a license to store grain in a public grain warehouse is subject to an examination fee for each licensed location, based on the following schedule for one examination:

BUSHEL CAPACITY	EXAMINATION FEE
Less than 150,001 bushels	\$ 275
150,001 to 250,000 bushels	385
250,001 to 500,000 bushels	495
500,001 to 750,000 bushels	605
750,001 to 1,000,000 bushels	715
1,000,001 to 1,200,000 bushels	825
1,200,001 to 1,500,000 bushels	935
1,500,001 to 2,000,000 bushels	1,045
More than 2,000,000 bushels	1,155

The fee for the second examination is \$22 per hour per examiner for warehouse operators who choose to have it performed by the commissioner.

Subp. 3. **Grain bank license.** The license fee is \$30 for each home rule charter or statutory city or town in which a private or public grain warehouse is operated and which will be used to operate a grain bank.

## 1562.0900 STATEMENT OF GRAIN IN STORAGE.

Subpart 1. **Monthly grain storage reports.** A person with a grain bank license or a license to store grain must, by the tenth day of each month, file with the commissioner on forms provided by the commissioner a monthly storage report showing the net monetary liability, based on the local market price, of all grain outstanding on grain bank receipts, grain warehouse receipts, and scale tickets marked "store" as of the close of business on the last day of the preceding month.

Subp. 2. **Determination of grain bank and grain storage bond amount.** The monthly grain storage reports referred to in subpart 1, shall be used for the purpose of determining the dollar amount of the grain bank bond and the grain storage bond, and for determining whether these bond amounts should be increased during the license year.

Subp. 3. **Penalty.** If a person wilfully neglects or refuses to file the reports required in subpart 1 for two consecutive months, the commissioner may immediately suspend the person's license and the licensee must surrender the license to the commissioner. Within 15 days the licensee may request an administrative hearing subject to Minnesota Statutes, chapter 14 to determine if the license should be revoked. If no request is made within 15 days, the commissioner shall revoke the license.

Subp. 4. **Exceptions.** A person with the maximum grain bank bond or grain storage bond is not required to submit a monthly grain storage report. A person who has the maximum grain bank bond or storage bond and who requests a reduction in the bond amount must submit 12 consecutive monthly grain storage reports, to verify the request for a reduced bond amount. Persons having their bond amount reduced under this procedure must continue to submit monthly storage reports to the department. A reduction in the bond amount under this provision shall commence with the next licensing period.

## 1562.1000 VOLUNTARY EXTENSION OF CREDIT CONTRACT.

Subpart 1. **Form.** A voluntary extension of credit contract must include a statement of the legal and financial responsibilities of the grain buyer and seller and the following statement in not less than ten point, all capital type, framed in a box with space provided for the seller's signature:

"CONTRACT CONSTITUTES A VOLUNTARY EXTENSION OF CREDIT. THIS CONTRACT IS NOT COVERED BY ANY GRAIN BUYER'S BOND."

BUYER \_\_\_\_\_ SELLER \_\_\_\_\_  
(Type or print name) (Type or print name)

BY \_\_\_\_\_ BY \_\_\_\_\_  
(Buyer's signature) (Seller's signature)

If a written contract is provided at the time the grain is delivered to the grain buyer, the seller shall sign the contract in the space provided directly beneath the statement. If the seller does not sign the contract at the time of delivery, then the buyer shall send the contract to the seller by certified mail, return receipt requested, to be signed. All contracts must be put in writing.

Subp. 2. **Requirements.** Voluntary extension of credit contracts must be consecutively prenumbered.

Subp. 3. **Not a storage agreement.** A contract sale of grain is not a storage agreement. The title to grain delivered on a voluntary extension of credit contract transfers to the grain buyer upon delivery, and no storage charges may be charged with respect to that grain. A voluntary extension of credit contract sale of grain is not covered by either the grain storage bond or the grain buyer's bond.

**1562.1100 WAREHOUSE EXAMINATIONS.**

Subpart 1. **Required examinations.** A person with a license to store grain is subject to two grain inventory examinations per year, for the purpose of determining whether there is enough grain at the warehouse to satisfy all grain storage obligations.

Subp. 2. **First warehouse examination.** The commissioner shall perform at least one of the required warehouse examinations during the license year.

Subp. 3. **Second warehouse examination.** The second examination may be performed by an independent third party qualified to do a physical grain measure-up, or weigh-up, if the independent third party agrees to perform the second warehouse examination, within 30 days of the date of the licensee's fiscal year end. In the absence of such an agreement the commissioner shall perform the second examination. The results of the grain inventory examination must include an accounting of all outstanding warehouse receipts, grain bank receipts, and other evidence of grain storage obligations.

Subp. 4. **Warehouses with a Commodity Credit Corporation storage agreement.** At the request of Commodity Credit Corporation, the commissioner shall perform warehouse examinations at warehouses with a uniform grain storage agreement. The results of these examinations must be forwarded to Commodity Credit Corporation.

Subp. 5. **Required information; form.** A grain inventory examination must include the following information:

**GRAIN INVENTORY EXAMINATION**

**Name of Elevator**

**Date**

**I. Physical Measurement of Grain Inventory**

	KIND OF GRAIN
Grain Inventory as of .....	# bushels
plus or minus Receipts	"
plus or minus Sales—Shipments	"
Adjusted Inventory as of .....	# bushels

**II. Grain Inventory per Books as of .....**

Storage Liability	# bushels
Grain Bank Liability	"
Other	"
Warehouse Owned	"
Total Grain Inventory per Books	# bushels

**III. Other Grain Detail**

Obligations on Grain Delivered to the Elevator	
Deferred Payment Contracts	# bushels
Delayed Price Contracts	"
Other	"
Total	# bushels

**IV. Grain Inventory Measured by .....**

This Report Prepared by .....

\*These dates should be the same.

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## **PROPOSED RULES**

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### **1562.1200 GRAIN PURCHASE RECEIPT.**

An independent grain buyer, upon purchasing grain, shall issue a grain purchase receipt. A duplicate copy of each grain purchase receipt must remain in the possession of the independent grain buyer as a permanent record. The original grain purchase receipt must be delivered to the seller upon receipt of each load of grain.

The grain purchase receipt must state specifically whether the grain was sold on contract or for cash and the price at which the grain was sold. For contract purchases, if the price is not determined at the time of delivery, then the grain purchase receipt must be marked "price later."

All grain purchase receipts must be consecutively prenumbered and must contain the following information:

- A. the name and address of the grain buyer;
- B. the name of the seller;
- C. the location and date of the transaction;
- D. the weight or volume and kind of grain; and
- E. the signature of the grain buyer.

For the sale of grain designated "contract" on the grain purchase receipt, the grain buyer must put the terms of the contract in writing as required by Minnesota Statutes, section 223.177, subdivision 3. The term "contract" signifies any form of sale except a cash sale. A contract sale of grain is not covered by the grain buyer's bond.

### **1562.1300 SCALE TICKET.**

A grain warehouse operator, upon receiving grain, shall issue a scale ticket for each load of grain received. A duplicate copy of each scale ticket must remain in the possession of the grain warehouse operator as a permanent record. The original scale ticket must be delivered to the seller or depositor upon receipt of each load of grain.

The scale ticket must state specifically whether the grain was sold on contract or for cash and the price at which the grain was sold. If the grain was not sold, then the scale ticket must state whether the grain was received for storage. The term "contract" signifies any form of sale except a cash sale.

All scale tickets must be consecutively prenumbered and must contain the following information:

- A. the name and address of the grain warehouse operator;
- B. the name of the seller or depositor;
- C. the location and date of the transaction;
- D. the weight, volume, and kind of grain; and
- E. the signature of the grain warehouse operator.

### **1562.1400 DETERMINATION OF GRADE.**

If the grade of grain is established at the time of delivery to a warehouse, it must be recorded on the original and duplicate copy of the scale ticket. If the grade is not established at the time of delivery, the grade and factors that relate to the grade must be recorded on the duplicate copy of the scale ticket retained by the grain warehouse operator. The depositor or seller must be notified of the grade within 48 hours after the grade has been determined.

### **1562.1500 WAREHOUSE RECEIPT.**

If grain is received for storage, the grain warehouse operator shall issue a grain warehouse receipt to the depositor within five working days of the date of deposit.

Storage contracts on grain being stored end on the expiration date of the storage license if not ended earlier by the depositor. In the absence of a demand for delivery; order to sell, or notice by the grain warehouse operator, it is presumed that the parties intended to renew the storage contract for the next licensing year.

### **1562.1600 CHARGES; RATES.**

Subpart 1. **Filing of rates for storing and handling grain.** A person licensed to store grain shall file with the commissioner a tariff or schedule of all charges relating to the storage of grain including charges for receiving, storing, redelivery, and handling on forms provided by the commissioner.

Subp. 2. **Posting of charges.** Every warehouse operator shall post conspicuously in the warehouse, at each licensed location, a statement of all charges relating to the storage of grain.

Subp. 3. **Charges to depositor.** No charge different from that filed with the commissioner and posted may be made to any depositor for the same service.

All depositors must be notified of any changes in the tariff or schedule of charges prior to their implementation. A conspicuous posting of the revised tariff in the warehouse, plainly visible to all customers, qualifies as notification to depositors.

#### **1562.1700 CLAIMS AGAINST A BOND.**

Subpart 1. **Filing a claim.** Claims against a bond may be filed by the persons indicated in this subpart.

A. A producer claiming to be damaged by the breach of an agreement to purchase grain according to the terms of a cash sale must file a claim with the commissioner within 180 days of the date of breach.

B. A depositor claiming to be damaged by the breach of an agreement to store grain, including an agreement to sell grain which was originally delivered for storage, must file a claim with the commissioner within 180 days of the date of breach.

Subp. 2. **Form of claim.** All claims must be in writing, must state the facts upon which the claim is based, must include any supporting evidence, and must be signed by the claimant. The supporting evidence may consist of, but is not limited to, a purchase agreement, a scale ticket, a grain purchase receipt, a check indicating insufficient funds, a warehouse receipt, or an assembly sheet.

Subp. 3. **Where to file.** All claims must be filed at the following address: Minnesota Department of Agriculture, Grain Inspection Division, Warehouse Section, 316 Grain Exchange Building, Minneapolis, MN 55415.

Subp. 4. **Bond limitations.** The bonds are not cumulative from one year to the next. A claim against the bond may only be made against the bond in effect at the time the agreement is breached. A bond is not liable for claims filed after 180 days from the date of breach of the bond.

Subp. 5. **Public notice of a claim.** Upon determining that a producer or depositor has filed a valid claim, the commissioner shall publish notice of the claim in the official county newspaper of the county in which the licensee's place of business is located.

The notice must state that a claim against the bond of a licensee has been filed with the commissioner, the name and address of the licensee, that any additional claims should be filed with the commissioner, the bond disbursement date, and where the claims should be filed.

The public notice of the claim must appear for three consecutive days in newspapers with a daily circulation and for two consecutive publications in newspapers published less than daily.

Subp. 6. **Bond disbursement date.** The bond disbursement date is 90 days from the date the commissioner publishes a public notice of a claim. At the end of this time period, the commissioner will initiate bond payments on all valid claims received by the department.

#### **1562.1800 BOND COVERAGE.**

Subpart 1. **Grain buyers bond.** The grain buyers bond provides for payment of loss to producers caused by a licensed grain buyer's failure to pay, upon the owner's demand, for grain purchased in Minnesota according to the terms of a cash sale.

Subp. 2. **Grain storage bond.** The grain storage bond provides for payment of loss caused by the failure of a person licensed to store grain in Minnesota to deliver stored grain to the depositor's order, or for nonpayment of grain when the depositor orders that the grain be sold in lieu of taking redelivery of the grain in storage.

Subp. 3. **Grain bank bond.** The grain bank bond provides for payment of loss caused by the failure of a person with a grain bank license in Minnesota to deliver grain bank-receipted grain to the depositor's order, or for nonpayment of grain when the depositor orders that the grain bank-receipted grain be sold in lieu of taking redelivery of the grain in the grain bank.

#### **1562.1900 LOST, STOLEN, OR DESTROYED WAREHOUSE RECEIPTS.**

While a warehouse receipt is outstanding, no other warehouse receipt may be issued for any part of the grain represented by the original warehouse receipt except that, in case of a lost, stolen, or destroyed warehouse receipt, the depositor is entitled to a new warehouse receipt, plainly designated to be a duplicate or substitute for the one missing or destroyed indicating the dates of issuance of the original and the replacement warehouse receipts. Before issuing a duplicate warehouse receipt the warehouse operator shall require the depositor to make and file an affidavit stating that the depositor is lawfully entitled to possession of the original receipt and that the depositor has not negotiated or assigned it, the circumstances in which it was lost or destroyed, and that, if lost, a diligent

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## PROPOSED RULES

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effort has been made to find it. The warehouse operator may require the depositor to post a bond in an amount not more than double the value at the time the bond is given of the grain represented by the missing or destroyed warehouse receipt. The bond must be conditioned to indemnify the warehouse operator against any loss which might be sustained because of the issuance of a duplicate receipt, must be in a form approved by the commissioner, and must be executed by a corporate surety licensed to operate in Minnesota. A valid duplicate or substitute warehouse receipt has all the rights of the document in lieu of which it was issued.

### **1562.2000 SHORTAGES OF GRAIN.**

Whenever it appears that a warehouse operator does not have on hand grain of sufficient quality and quantity to cover the outstanding warehouse receipt obligations, notice must be given by the commissioner to the warehouse operator requiring that the shortage be corrected immediately. If the warehouse operator fails to comply with that order and the commissioner determines that the interests of depositors may be threatened, then the commissioner shall seal the warehouse to prevent any further removal of grain until the shortage is corrected.

If it appears that the warehouse operator is in default to warehouse receipt holders and unable to correct the default within a reasonable time the commissioner shall make arrangements to protect the warehouse receipt holders by either redelivering the grain, on a pro rata basis, to each warehouse receipt holder of record or liquidating the grain inventory, depositing the proceeds in an interest-bearing trust account, and distributing the proceeds, on a pro rata basis, to each warehouse receipt holder of record. The proceeds must remain in the trust account until the bond disbursement date, if applicable. Valid claims by warehouse receipt holders in excess of the amount in the trust account will be applied against the storage bond. The warehouse operator, the operator's surety, and each warehouse receipt holder of record must be notified of the shortage and the proposed action to be taken by the commissioner to protect warehouse receipt holders. Notice must be mailed to each warehouse receipt holder's last known address as evidenced by the records of the warehouse operator.

If any interested party files a written objection to the department's proposed action within ten days of receipt of the commissioner's notice, the commissioner shall apply to the district court for the appointment of a trustee or receiver to manage and supervise the operations of the grain warehouse operator in default.

An audit or other investigation of the affairs of the warehouse operator must be made by the commissioner for the purpose of determining the amount of the shortage and computing the loss sustained by each depositor.

### **1562.2100 MOVEMENT OF ENCUMBERED GRAIN.**

Grain encumbered by a warehouse receipt may be moved to another public grain warehouse with the depositor's request, pursuant to Minnesota Statutes, section 232.23, subdivision 13. The original warehouse receipt must be canceled and the receiving public grain warehouse operator must issue a currently-dated warehouse receipt for the grain being moved and stored. All storage charges must be paid through the date of cancellation of the original warehouse receipt.

### **1562.2200 TERMINATION OF LICENSE; CHANGE OF OWNERSHIP.**

When a license is terminated by reason of sale, discontinuance of business, failure to renew a license, or for any other reason, the grain buyer or warehouse operator must discontinue buying grain from producers or storing grain, and redeliver or purchase all grain belonging to others in the warehouse. If a licensee sells or leases a grain warehouse to another person, proper indemnity must be provided to all depositors. Agreement in writing by the warehouse operator's successor to assume liability for all warehouse receipts outstanding at the time of take-over and reissuance of warehouse receipts by the successor constitutes sufficient indemnity. The commissioner must be notified of a change in ownership so that a new license and bond may be issued.

**REPEALER.** Minnesota Rules, parts 1560.5400; 1560.5500; 1560.5600; 1560.5700; 1560.5800; 1560.5900; 1560.6000; 1560.6100; 1560.6200; 1560.6300; 1560.6400; 1560.6500; 1560.6600; 1560.6700; 1560.6800; 1560.6900; 1560.7000; 1560.7100; 1560.7200; 1560.7300; 1560.7400; 1560.7500; and 1560.7600 are repealed.

## **Board of Animal Health**

### **Proposed Permanent Rules Relating to Importing Feeding Cattle**

#### **Notice of Intent to Amend Rules without a Public Hearing**

Notice is hereby given that the State Board of Animal Health proposes to adopt the above entitled rules without a public hearing. The Board has determined that the proposed adoption of these rules will be noncontroversial in nature and has elected to follow the procedures set forth in Minnesota Statutes section 14.21 through 14.28 (1982).

Persons interested in these rules shall have 30 days to submit comments in support of or in opposition to the proposed rules and such comments are encouraged. Any person requesting a public hearing should state his or her name and address and each comment should identify the portion of the rule addressed, the reason for the comment and any change proposed. The proposed rules may be

modified if modifications are supported by data and views submitted to the agency and do not result in substantial change in the proposed language.

Unless 25 or more persons submit a written request for a public hearing on the proposed rule within the 30 day comment period, a public hearing will not be held. In the event a public hearing is required, the agency will proceed according to the provisions of Minnesota Statutes section 14.13 through 14.20.

Persons who wish to submit comments or a written request for a public hearing should submit such comments or requests to:

Robert G. Pyle  
State Board of Animal Health  
90 West Plato Blvd.  
160 Agriculture Building  
St. Paul, MN 55107  
Telephone: (612) 296-2941

Authority for adoption of these rules is contained in Minnesota Statutes section 35.03 (1982). A Statement of Need and Reasonableness that describes the need for and reasonableness of each provision of the proposed rules and identifies the data and information supporting the proposed rules has been prepared and is available from Robert G. Pyle upon request.

Upon adoption of the final rules without a public hearing, the proposed rules, this notice, the Statement of Need and Reasonableness, all written comments received, and Rules as Adopted will be delivered to the Attorney General for review as to form and legality, including the issue of substantial change. Persons who wish to be advised of the submission of this material to the Attorney General, or who wish to receive a copy of the final rules as adopted should submit a written statement of such request to Robert G. Pyle.

The rules proposed for adoption relate to the following matters: The importation of cattle and bison into Minnesota.

A copy of the proposed rule is attached to this notice.

Dated: 18 May 1987

T. J. Hagerty, DVM, Executive Secretary  
Board of Animal Health

## **Rules as Proposed**

### **1700.1500 IMPORTING FEEDING CATTLE.**

Feeding cattle may be imported as follows: steers, spayed heifers, and calves under six months of age must be listed on a health certificate but need not be identified or tested; heifers of beef type and breed under 18 months of age must be listed on a health certificate but need not be identified or tested provided a permit is secured from the board. Cattle of this class imported from states classified with "B" or "C" status by Veterinary Services, United States Department of Agriculture, must be branded on the jaw with a hot iron with the letter "F" at least two inches high. ~~Such~~ The cattle must be segregated from all other cattle except steers, spayed heifers, like quarantined cattle, or cattle purchased in accordance with ~~the provisions of~~ a feeder affidavit quarantine as provided in parts 1705.0060 to 1705.0540. Segregation shall consist of a drylot with no pasturing and grazing and double fencing to prevent access to drainage and other cattle. ~~Such~~ The cattle may be: retained in a feedlot for a period not to exceed 12 months; sold for further feeding under feeder affidavit quarantine as provided in parts 1705.0060 to 1705.0540; sold for slaughter; or moved to another state providing the movement is in compliance with state and federal regulations.

Upon application by the owner of ~~such~~ quarantined cattle that originated in states classified "A" or "Free" by Veterinary Services, United States Department of Agriculture, the board at its discretion may grant permission to the owner to make the necessary tests ~~at his own~~ the owner's expense to relieve the quarantine. In no case shall the requirements for tests be less than the tests required for breeding cattle.

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## PROPOSED RULES

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### Department of Commerce

#### In the Matter of the Proposed Adoption of Rules Relating to Financial Institution Audit Control Policies

##### Notice of Extension of Comment Period

On September 8, 1986 the following Notice of Intent to Adopt Rules Without a Public Hearing was published at 11 *State Register* 423. Due to the length of time since publication of that Notice without the time period for comments or hearing requests final adoption by the department is extended for 30 days from the date of the publication of this Notice. Contrary to what the last paragraph in the following Notice says, the text of the rules is not republished with this Notice. Copies can be obtained as indicated in that Notice.

##### Notice of Intent to Adopt Rules without a Public Hearing

Notice is hereby given that the Department of Commerce proposes to adopt the above-entitled rules without a public hearing. The Commissioner of Commerce has determined that the proposed adoption of these rules will be noncontroversial in nature and has elected to follow the procedures set forth in Minnesota Statutes, Section 14.21.

Persons interested in these rules shall have 30 days to submit comments in support of or in opposition to the rules. Each comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed. The proposed rules may be modified if the modifications are supported by the data and views submitted to the Department and does not result in a substantial change.

No public hearing will be held unless twenty-five (25) or more persons make a written request for a hearing within the 30 day comment period. In the event a public hearing is required, the agency will proceed according to the provisions of Minnesota Statutes, Section 14.14, subd. 1.

Persons who wish to submit comments or a written request for a public hearing should submit them to Richard G. Gomsrud, Department Counsel, Department of Commerce, 500 Metro Square Building, St. Paul, MN 55101 telephone (612) 296-5689. Any person requesting a public hearing should state her or his name and address and is encouraged to identify the portion of the proposed rule addressed, the reason for the request and any change proposed and send this information to the above address.

Authority for the adoption of these rules is contained in Minnesota Statutes, Sections 45.023 and 46.01. Additionally a Statement of Need and Reasonableness of each provision and identifying the data and information relied upon to support the proposed rules has been prepared and is available upon request.

Pursuant to Minnesota Statutes Section 14.115, subdivision 2, the impact on small business has been considered in the promulgation of the rules. Anyone wishing to present evidence or argument as to the rules' effect on small business may do so. The Department's position regarding the impact of the rules on small business is set forth in the Statement of Need and Reasonableness.

Upon adoption of the final rules without a public hearing, the proposed rules, this Notice, the Statement of Need and Reasonableness, all written comments received, and the final Rules as Adopted will be delivered to the Attorney General for review as to form and legality, including the issue of substantial change. Persons who wish to be advised of the submission of this material to the Attorney General, or who wish to receive a copy of the final rules as proposed for adoption, should submit a written statement of such request to Richard G. Gomsrud, Department Counsel, Department of Commerce, 500 Metro Square Bldg., St. Paul, MN 55101.

A copy of the proposed rules is attached to this Notice. Copies of this Notice and proposed rules are available and may be obtained by contacting Richard G. Gomsrud at the above address.

Michael A. Hatch  
Commissioner of Commerce



# ADOPTED RULES

The adoption of a rule becomes effective after the requirements of Minn. Stat. § 14.14-14.28 have been met and five working days after the rule is published in *State Register*, unless a later date is required by statutes or specified in the rule.

If an adopted rule is identical to its proposed form as previously published, a notice of adoption and a citation to its previous *State Register* publication will be printed.

If an adopted rule differs from its proposed form, language which has been deleted will be printed with strikeouts and new language will be underlined. The rule's previous *State Register* publication will be cited.

An emergency rule becomes effective five working days after the approval of the Attorney General as specified in Minn. Stat. § 14.33 and upon the approval of the Revisor of Statutes as specified in § 14.36. Notice of approval by the Attorney General will be published as soon as practicable, and the adopted emergency rule will be published in the manner provided for adopted rules under § 14.18.

## Department of Labor and Industry

### Adopted Permanent Rules Relating to Qualifying Eligibility Criteria

The rules proposed and published at *State Register*, 22 September 1986, Volume 11, Number 12, pages 487-490 (11 S.R. 487) are adopted with the following modifications. The entire rule containing all amendments is reprinted below.

#### Rules as Adopted

#### 5220.1400 QUALIFYING ELIGIBILITY CRITERIA FOR REHABILITATION CONSULTANT.

Subpart 1. **Requirement.** To become registered as a qualified rehabilitation consultant, the certification, education, and internship requirements of subparts 2 to 5 must be met.

Subp. 2. **Certification and education.** A qualified rehabilitation consultant/affiliated/independent shall possess the following credentials as applicable:

A. holder of a baccalaureate degree, together with certification by the Board of Rehabilitation Certification as a certified rehabilitation counselor or a certified insurance rehabilitation specialist; or

B. holder of a baccalaureate degree together with certification by the Association of Rehabilitation Nurses as a certified rehabilitation registered nurse and current licensure as a registered nurse in Minnesota.

Persons who are qualified rehabilitation consultants on the effective date of this part must obtain the certification described in item A or B within two years of that effective date. If a qualified rehabilitation consultant lacks two years or more of the experience required to meet the certifying body's minimum experience or internship requirement, the time for becoming certified shall equal the time remaining for completion of the certifying body's minimum experience or internship requirement. If a qualified rehabilitation consultant must also obtain a baccalaureate degree to meet the certifying body's minimum education requirements, the qualified rehabilitation consultant shall have an additional four years to become certified. If an examination is required for certification, the time allowed for certification under this part must include at least two scheduled examinations which the applicant is eligible to take. The qualified rehabilitation consultant shall select on the consultant's next annual application for registration the certifying body and program under which the qualified rehabilitation consultant is seeking certification. Persons who are qualified rehabilitation consultant interns on that effective date may become qualified rehabilitation consultants under the requirements in place prior to the effective date. Upon becoming qualified rehabilitation consultants, such persons must obtain certification as required by this paragraph.

Subp. 3. **Rehabilitation consultant intern.** An individual who meets the requirements of subpart 2, item A or B may be registered as a consultant intern. An individual who meets the requirements of subpart 2, item A or B, except that two years or less of internship or experience remains as a requirement for certification, may be registered as a consultant intern. The intern must work for at least one year as a qualified rehabilitation consultant intern in the rehabilitation of injured workers. When the intern is registered, the intern's employer shall provide the commissioner with the name of the qualified rehabilitation consultant under whose direct supervision the intern will work, and shall submit a plan of supervision on forms required by the commissioner. Direct supervision means that the supervisor is directly responsible for the rehabilitation work on any case. The supervisor shall co-sign all work being done by the intern and there shall be no billing by the supervisor for these supervisory duties. The supervisor shall attend all administrative conferences with the intern and shall arrange for training and seminars as required by the commissioner. So that all parties are aware of the intern's status, the intern shall be designated as an "intern" on all documents bearing the name of the intern. The intern may make application for "qualified" status when the minimum requirements in subpart 2, item A or B have been met.

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## ADOPTED RULES

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Substantiated complaints about professional behavior or services, or failure to comply with laws, rules, or decisions and orders are grounds for denial of registration as a qualified rehabilitation consultant. The intern may appeal the denial as provided in part 5220.1500, subpart 2.

In cases where an intern has been supervised by a qualified rehabilitation consultant/affiliated who leaves the organization with which the intern has been affiliated and no other qualified rehabilitation consultant is available to supervise the intern, the intern may, with the approval of the commissioner, temporarily sign all required documents in the capacity of a qualified rehabilitation consultant. Past performance and overall experience will be taken into consideration for this approval.

Subp. 4. and 5. [Unchanged.]

### 5220.1500 PROCEDURE FOR QUALIFYING AS REHABILITATION CONSULTANT.

Subpart 1. **Application.** An individual desiring to receive approval and registration as a qualified rehabilitation consultant shall submit to the commissioner, a complete application consisting of the following:

A. to F [Unchanged.]

G. the annual registration fee of \$50 for each qualified rehabilitation consultant or qualified rehabilitation consultant intern.

The commissioner shall issue a notice of acceptance or rejection to the applicant within 60 days of receipt of the completed application. Acceptance will be provisional until the completion of an introductory training session.

Subp. 2. [Unchanged.]

Subp. 3. **Registration and renewal.** The applicant must complete an introductory training session before approval is final. The commissioner shall assign a registration number to each qualified rehabilitation consultant and consultant intern. The registration number shall be on all reports submitted by the consultant and consultant intern.

Registration must be renewed annually. No later than 60 days before expiration of registration, the consultant shall request registration renewal on a form prescribed by the commissioner.

Service and fee schedules shall be filed with the commissioner whenever there is a change or no less than once each calendar year. This filing shall not constitute an approval or disapproval of the services and fees.

To retain registration, the consultant and consultant intern must submit satisfactory documentation of approved continuing education pertinent to the workers' compensation rehabilitation field equivalent to 30 contact hours each year at the time registration is renewed. Continuing education units must be obtained in the 12-month period immediately preceding the date on which registration renewal forms are due. At least ten contact hours must be approved by the commissioner as directly pertinent to the Minnesota workers' compensation law; and remaining contact hours must be eligible for approval approved by the Bureau Board of Rehabilitation Certification for continuing certification as a certified rehabilitation counselor or certified insurance rehabilitation specialist or by the Association of Rehabilitation Nurses for continuing certification as a certified rehabilitation registered nurse. Satisfactory documentation shall include original certificates of attendance signed by the institution or organization sponsoring the approved continuing education units. Receipts for tuition are not acceptable as satisfactory documentation of attendance.

A qualified rehabilitation consultant intern or newly registered vendor shall attend at least one introductory training session provided by rehabilitation and medical services within six months of being registered.

Rehabilitation and medical services annual update sessions are mandatory for all qualified rehabilitation consultants, consultant interns, and all registered vendors.

Subp. 4. **Nonrenewal and suspension.** If an interval of one year occurs without providing direct case service or without providing supervision to qualified rehabilitation consultants or qualified rehabilitation consultant interns who provide direct case service to workers' compensation recipients, the registration and approval is automatically suspended. A qualified rehabilitation consultant or intern may apply for reinstatement by providing verification to rehabilitation and medical services of his or her attendance at all annual update sessions and fulfillment of continuing education requirements as provided by parts 5220.0100 to 5220.1900. The applicant must complete an introductory training session before approval is final. The suspension may be appealed to the rehabilitation review panel in accordance with subpart 5, item B.

Subp. 5. [Unchanged.]

### 5220.1600 PROCEDURE FOR APPROVAL AS A FIRM.

Subpart 1. **Criteria.** The firm shall be licensed to do business in Minnesota and shall maintain an administrative office within the state. Each office of the firm shall employ on the premises at least one qualified rehabilitation consultant. The management staff shall consist of at least one member who is registered as a qualified rehabilitation consultant. Eighty percent of the nonclerical staff shall be eligible, qualified rehabilitation consultants or consultant interns, provided that any firm that is not in an office sharing

arrangement with another firm may have at least one nonclerical employee who is not a qualified rehabilitation consultant or consultant intern. The firm shall not provide the services designated only as rehabilitation vendor services.

Subp. 2. **Application.** A private or public entity desiring to be approved as a firm shall submit to the commissioner a complete application consisting of the following:

A. and B. [Unchanged.]

C. a list of services and fees. This filing shall not constitute an approval or disapproval of the services or fees; and

D. the annual registration fee of \$100 per firm.

Subp. 3. to 5. [Unchanged.]

**REPEALER.** Minnesota Rules, parts 5220.0100, subpart 1a and 5220.1804 are repealed.

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**EXECUTIVE ORDERS****Executive Order #87-11 Providing for a Governor's Council on Jobs Policy Coordination**

I, RUDY PERPICH, GOVERNOR OF THE STATE OF MINNESOTA, by virtue of the authority vested in me by the Constitution and the applicable statutes, do hereby issue this Executive Order:

WHEREAS, development and coordination of the state's programs to put people to work while reducing public assistance caseloads and unemployment is of great importance to the people of Minnesota; and

WHEREAS, public assistance programs are administered by the state's county units of government and supervised by the State Department of Human Services; and

WHEREAS, the education and training of the state's citizens is the responsibility of the K-12 public and private schools and the higher education systems including community colleges, vocational-technical institutes, state universities, and the University of Minnesota; and

WHEREAS, employment programs are operated by cities, counties, private industry councils and the State Department of Jobs and Training; and

WHEREAS, no single state agency has been designated with the responsibility for coordinating and evaluating the implementation of the comprehensive state employment and training policy as articulated in the policies and programs of the 1985 Jobs Act and the reforms found in the 1987 Welfare Reform legislation;

NOW, THEREFORE, I hereby order that:

1. There be established the Governor's Council on Jobs Policy Coordination whose responsibility it shall be to develop and coordinate and a comprehensive interagency strategy to reduce unemployment and public assistance dependency; this strategy should encompass an array of disciplines and programs, including education, employment and training, income maintenance and support services, health, economic development and other appropriate programs and should consider the appropriate organization of such programs and services.

2. The Council shall consist of the commissioners of Education, Jobs and Training, Trade and Economic Development, Human Services, Health, Agriculture, Finance, and Labor and Industry; the

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## EXECUTIVE ORDERS

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chancellors of the community college and state university systems; the directors of the state planning agency and the vocational technical education system; the executive director of the Higher Education Coordinating Board; the president of the University of Minnesota or the president's designee; and a representative of the Governor. The Governor's representative shall serve as the Council's chair.

3. The State Planning Agency shall provide administrative support and staff to the Council.

4. The Governor's Council on Jobs Policy Coordination be designated as the responsible entity within state government to coordinate and assure implementation of the 1987 Welfare Reform legislation in a manner consistent with the 1985 Jobs Act.

5. The Governor's Council on Jobs Policy Coordination is responsible for coordinating, in conjunction with the state's education systems, the Department of Jobs and Training and the Department of Trade and Economic Development, the development of a comprehensive strategy to serve the long-term training and retraining needs of Minnesota's workforce in a rapidly evolving time of technological change.

6. The Governor's Council on Jobs Policy Coordination be designated as the responsible entity within state government for coordinating the state's response to federal welfare reform and jobs and training policy initiatives, including state requests for federal demonstration authorities, analysis of proposed federal legislation, information sharing and planning activities, and recommendations to the Governor for state policy positions and initiatives.

Pursuant to Minnesota Statutes, Section 4.035, subd. 2, this Order shall be effective fifteen (15) days after publication in the *State Register* and filing with the Secretary of State and shall remain in effect until rescinded by proper authority or it expires in accordance with Minnesota Statutes, Section 4.035, Subdivision 3.

IN TESTIMONY WHEREOF, I have set my hand this second day of June, 1987.



Rudy Perpich  
Governor

## OFFICIAL NOTICES

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Pursuant to the provisions of Minnesota Statutes § 14.10, an agency, in preparing proposed rules, may seek information or opinion from sources outside the agency. Notices of intent to solicit outside opinion must be published in the *State Register* and all interested persons afforded the opportunity to submit data or views on the subject, either orally or in writing.

The *State Register* also publishes other official notices of state agencies, notices of meetings, and matters of public interest.

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### Emergency Response Commission

#### Meeting Notice

A meeting will be held June 11, 1987, at 11:00 a.m. in Room G-15, State Capitol.

#### PRELIMINARY AGENDA

1. Approval of the Minutes of May 14, 1987
2. Attorney General Lee Paddock's Report  
Procedures of the Emergency Response Commission (Action Item)

3. Subcommittee Reports
  - A. Reporting and Public Requests
  - B. Emergency Response Plan Review
  - C. Local Committee Appointments and Rules
4. Open—New Business

## **Department of Energy and Economic Development Office of Financial Management**

### **Notice of Availability of Tax Exempt Financing Authority**

Pursuant to Minn. Laws 1987, ch. 268, article 16

The Department gives notice that the amounts of tax exempt financing authority available to qualified issuers as of June 1, 1987, are as follows:

<b>Manufacturing Pool</b> (Small Issue Bonds)	\$69,250,000.00
<b>Multifamily Housing Pool</b>	\$55,750,000.00
<b>Public Facilities Pool</b>	\$ 1,245,380.00

The issuance authority in the pools shown above is available to qualified issuers submitting applications, the required deposit and supporting documents by any Monday through the second to the last Monday in October.

The issuance authority shown below is available to issuers submitting applications during the period beginning with the week ending on the last Monday in October through the second last Monday in December.

Unified Pool \$ None

Application forms are available from the Department upon request.

## **Department of Finance**

### **Notice of Maximum Interest Rate for Municipal Bonds in the Month of June**

Pursuant to Minnesota Statutes, Section 475.55, Subdivision 4, Commissioner of Finance, Jay Kiedrowski, announced today that the maximum interest rate for municipal obligations in the month of June would be nine (9) percent per annum. Obligations which are payable wholly or in part from the proceeds of special assessments or which are not secured by General Obligations of the municipality may bear an interest rate of up to ten (10) percent per annum.

May 27, 1987

Peter Sausen, Assistant Commissioner  
Cash and Debt Management  
Department of Finance  
(612) 296-8372

## **Department of Health Office of Health Systems Development**

### **Notice of Intent to Solicit Outside Opinions Concerning a Request for a Waiver of HMO Statutes and Rules by Minnesota Health Plans, Inc.**

Notice is hereby given that the Department of Health is seeking opinions and comments pertaining to a request by Minnesota Health Plans, Inc. for waiver of HMO statutes and rules for its Medicare supplement program. Such waivers are authorized for demonstration projects by Minnesota Statutes § 62D.30.

## OFFICIAL NOTICES

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The request submitted by Minnesota Health Plans, Inc. is available for inspection during normal business hours at the following location:

Alternative Delivery Systems  
Fourth Floor  
Minnesota Department of Health  
Minneapolis, Minnesota 55440

Comments may also be addressed to Judith Walker at 623-5545.

Comments on the application must be received by June 17, 1987.

## Higher Education Facilities Authority

### Amended Notice of Public Hearing on Proposal to Issue Revenue Bonds

NOTICE IS HEREBY GIVEN that a public hearing will be held by the Minnesota Higher Education Facilities Authority (the "Authority") with respect to a proposal to issue revenue bonds on behalf of Gustavus Adolphus College, a Minnesota non-profit corporation and institution of higher education, whose address is College Avenue, St. Peter, Minnesota 56082 (the "College"), at the Authority's offices at 278 Metro Square Building, 7th and Robert Streets, St. Paul, Minnesota on Wednesday, June 24, 1987 at 3:00 o'clock P.M.

The proposal involves the issuance of revenue bonds to provide funds for a Project on the campus of the College in the City of St. Peter, Minnesota generally described as follows: remodeling the Johnson Student Union, constructing and equipping an interpretive center having approximately 2000 square feet of covered space and 700 square feet of enclosed space for the arboretum, constructing a ring road connection and 40-car parking lot for Wahlstrom Residence Hall and a 120-car parking lot for the Schaefer Fine Arts Center, and realigning and constructing the South campus entry drive with a new stone entrance sign.

The Project facilities will be owned and operated by the College upon completion of construction. The maximum principal amount of revenue bonds of the Authority to be issued under the proposal is \$2,700,000. At said time and place the Authority shall give all parties who appear an opportunity to express their views with respect to the proposal.

A copy of the Application of the College is on file at the offices of the Authority and is available for inspection during regular business hours, 8:00 A.M. to 4:00 P.M., Monday through Friday.

Dated June 5, 1987

BY ORDER OF THE MINNESOTA HIGHER  
EDUCATION FACILITIES AUTHORITY

Joseph E. La Belle,  
Executive Director

## Department of Human Services Licensing Division

### Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rules Governing Developmental Achievement Centers

Notice is hereby given that the State Department of Human Services is seeking information or opinions from sources outside of the agency in preparing to propose the adoption of rules governing the licensure of developmental achievement centers for children.

The adoption of the rules is authorized by Minnesota Statutes 245.782, subdivision 5, 245.782, subdivision 1, and 245.802, subdivision 1 which permit the agency to develop and promulgate rules for the operation and maintenance of day care facilities and developmental achievement centers.

The State Department of Human Services requests information and opinions concerning the subject matter of the rule. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements should be addressed to: Beverly Moran, Licensing Division, Department of Human Services, 444 Lafayette Road, St. Paul, MN 55101. Oral statements will be received during regular business hours over the telephone at (612) 296-3768 and in person at the above address.

All statements of information and opinions shall be accepted until further notice. Any written material received by the State Department of Human Services shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rule is adopted.

**Department of Human Services  
Health Care Programs Division**

**Public Notice Regarding Changes in Minnesota's Medical Assistance Program**

Notice is hereby given to all providers and recipients of Minnesota Medical Assistance, and to the public, of changes in the levels of reimbursement for Medical Assistance and General Assistance Medical Care inpatient hospital services. This notice is published pursuant to the federal regulations which govern the administration of the Medical Assistance program, 42 CFR 447.205 (1986). The purpose of this notice is to inform the public of changes in Minnesota Medical Assistance and General Assistance Medical Care reimbursement because of changes in state statute and amendments to the rules on Inpatient Hospital Reimbursement under Medical Assistance and General Assistance Medical Care Minnesota Rule parts 9500.1090 to 9500.1155 which were published along with reasons of the changes, in the *State Register*, December 1, 1986. The rule was published in final form on March 16, 1987.

Minnesota Rules part 9500.1130 outlines reimbursement for hospitals participating in the Medical Assistance and General Assistance Medical Care programs. Factors used in determining a particular hospital's reimbursement are the adjusted base year cost per admission, the disproportionate population adjustment, the health care cost index, relative values, geometric means, arithmetic means, outlier cutoffs, and the pass-through cost rate.

The amendments did not affect the computation of the health care cost index or the pass through cost rate and thus these factors are unchanged.

The adjusted base year cost per admission and the disproportionate population adjustment vary by hospital. Each hospital will receive separate notification of these rates. The remaining items including relative values, geometric means outlier cutoff and arithmetic means for each diagnostic category are uniform for all hospitals, and have been published at the end of this notice for Medical Assistance and General Assistance Medical Care.

The status of the retroactive adjustments pursuant to Minnesota Statutes section 256.969, subdivision 2 (1986) for the period August 1, 1985 through December 31, 1986, will be communicated to providers upon receipt of information from Health Care Financing Administration about Federal Financial participation for that period.

Information on implementation of these changes will be sent as needed to local welfare agencies and health care providers enrolled in the program via provider bulletin.

Written comments and questions may be addressed to:

Department of Human Services  
Health Care Programs Division  
Hospital Rates Unit  
444 Lafayette Road  
3rd Floor Space Center  
St. Paul, MN 55155

Comments and suggestions from the public may be viewed at the same address during normal working hours. Copies of the affected rules also may be viewed at any of the 87 county welfare or human service agencies in the State of Minnesota.

**Relative Values, Geometric Mean Lengths of Stay, and Outlier Cutoffs—Effective through June 30, 1987**

**GENERAL ASSISTANCE MEDICAL CARE**

	<b>Diagnostic Categories</b>	<b>DRG Numbers within the Diagnostic Category</b>	<b>Relative Value</b>	<b>Geometric Mean LOS</b>	<b>Outlier Cutoff</b>	<b>Arithmetic Mean</b>
A.	Diseases and Disorders of the Nervous System	(1-35)	1.06428	3.47	21	6.14
B.	Diseases and Disorders of the Eye	(36-48)	.68239	2.59	10	3.38
C.	Diseases and Disorders of the Ear, Nose and Throat	(49-74)	.62664	2.20	11	3.14
D.	Diseases and Disorders of the Respiratory System	(75-97, 99-102)	1.00786	4.08	18	5.87
E.	Diseases and Disorders of the Circulatory System	(103-145)	1.39643	4.28	20	6.73

# OFFICIAL NOTICES

	Diagnostic Categories	DRG Numbers within the Diagnostic Category	Relative Value	Geometric Mean LOS	Outlier Cutoff	Arithmetic Mean
F.	Diseases and Disorders of the Digestive System	(146-183, 185-190)	.93291	3.68	19	5.43
G.	Diseases and Disorders of the Hepatobiliary System and Pancreas	(191-208)	1.30030	5.79	24	8.01
H.	Diseases and Disorders of the Musculoskeletal System and Connective Tissues	(209-256, 471)	.99500	4.08	20	6.36
I.	Diseases and Disorders of the Skin, Subcutaneous Tissue and Breast	(257-284)	.85390	3.70	21	5.79
J.	Endocrine, Nutritional, and Metabolic Diseases and Disorders	(285-301)	.94244	4.33	21	6.33
K.	Diseases and Disorders of the Kidney and Urinary Tract	(302-333)	1.03370	3.95	18	5.98
L.	Diseases and Disorders of the Male Reproductive System	(334-352)	.88166	3.34	12	4.64
M.	Diseases and Disorders of the Female Reproductive System	(353-369)	.78389	3.62	12	4.88
N.	Pregnancy, Childbirth, and the Puerperium	(376-384)	.46714	2.09	10	3.00
O.	Newborns and Other Neonates with Conditions Originating in the Perinatal Period	not applicable				
P.	Diseases and Disorders of the Blood and Blood-Forming Organs and Immunity Disorders	(392-399)	1.26579	4.35	19	6.61
Q.	Myeloproliferative Diseases and Disorders, Poorly Differentiated Malignancy and Other Neoplasms NEC	(400-414, 473)	1.54850	4.22	29	8.09
R.	Infectious and Parasitic Diseases (Systemic or Unspecified Sites)	(415-423)	1.20885	4.75	19	6.87
S.	Mental Diseases and Disorders	(424-425, 427-429, 432)	.93569	5.85	30	10.09
T.	Substance Use and Substance Induced Organic Mental Disorders (Ages over 0-20)	(433-438)	1.20540	14.87	38	20.16
U.	Substance Use and Substance Induced Organic Mental Disorders (Ages over 21)	(433-438)	.97376	9.73	35	15.08
V.	Injury, Poisoning, and Toxic Effects of Drugs	(439-455)	1.07121	3.18	22	5.96
W.	Burns	(456-460, 472)	2.78909	8.22	41	14.73



	<b>Diagnostic Categories</b>	<b>DRG Numbers within the Diagnostic Category</b>	<b>Relative Value</b>	<b>Geometric Mean LOS</b>	<b>Outlier Cutoff</b>	<b>Arithmetic Mean</b>
X.	Factors Influencing Health Status and Other Contacts with Health Services	(461-467)	.61653	2.93	16	4.59
Y.	Bronchitis and Asthma (Ages 0-1)	(98)	.00000	0	0	0
Z.	Bronchitis and Asthma (Ages 2-17)	(98)	.00000	0	0	0
AA.	Esophagitis, Gastroenteritis, Miscellaneous Digestive Disorders (Ages 0-1)	(184)	.00000	0	0	0
BB.	Esophagitis, Gastroenteritis, Miscellaneous Digestive Disorders (Ages 2-17)	(184)	.00000	0	0	0
CC.	Cesarean Sections	(370-371)	.95020	5.21	13	5.67
DD.	Vaginal delivery with complicating diagnosis or operating room procedures	(372, 374, 375)	.51200	2.94	10	3.58
EE.	Vaginal delivery without complicating diagnosis or operating room procedures Normal newborns	(373), (391)	.40904	2.57	6	2.89
FF.	Depressive neurosis	(426)	1.02083	6.91	30	11.15
GG.	Psychosis	(430)	1.40894	9.74	37	14.52
HH.	Childhood mental disorders	(431)	1.61040	11.34	38	16.19
II.	Unrelated Operating room procedure	(468)	1.60847	5.07	27	8.11
JJ.	Cases which could not be assigned to other diagnostic categories	(469-470)	.00000	0	0	0
KK.	Extreme Immaturity	386	.00000	0	0	0
LL.	Prematurity with Major Problems	387	.00000	0	0	0
MM.	Prematurity without Major Problems	388	.00000	0	0	0
NN.	Full Term Neonates or Neonates died or Transferred	(385, 389, 390)	.00000	0	0	0

**Relative Values, Geometric Mean Lengths of Stay, and Outlier Cutoffs—Effective through June 30, 1987**

**NON-AFDC—MEDICAL ASSISTANCE**

	<b>Diagnostic Categories</b>	<b>DRG Numbers within the Diagnostic Category</b>	<b>Relative Value</b>	<b>Geometric Mean LOS</b>	<b>Outlier Cutoff</b>	<b>Arithmetic Mean</b>
A.	Diseases and Disorders of the Nervous System	(1-35)	1.41635	5.13	59	11.56
B.	Diseases and Disorders of the Eye	(36-48)	.46148	2.59	10	3.36

# OFFICIAL NOTICES

	Diagnostic Categories	DRG Numbers within the Diagnostic Category	Relative Value	Geometric Mean LOS	Outlier Cutoff	Arithmetic Mean
C.	Diseases and Disorders of the Ear, Nose and Throat	(49-74)	.37605	2.33	12	3.35
D.	Diseases and Disorders of the Respiratory System	(75-97, 99-102)	.94472	4.95	37	7.79
E.	Diseases and Disorders of the Circulatory System	(103-145)	1.46095	5.22	42	9.11
F.	Diseases and Disorders of the Digestive System	(146-183, 185-190)	.85055	4.13	25	6.73
G.	Diseases and Disorders of the Hepatobiliary System and Pancreas	(191-208)	1.36520	6.56	31	10.02
H.	Diseases and Disorders of the Musculoskeletal System and Connective Tissues	(209-256, 471)	.98662	5.22	29	8.70
I.	Diseases and Disorders of the Skin, Subcutaneous Tissue and Breast	(257-284)	.75270	4.52	27	7.88
J.	Endocrine, Nutritional, and Metabolic Diseases and Disorders	(285-301)	.95932	5.07	30	8.13
K.	Diseases and Disorders of the Kidney and Urinary Tract	(302-333)	.93934	4.65	23	7.30
L.	Diseases and Disorders of the Male Reproductive System	(334-352)	.59832	3.32	17	5.40
M.	Diseases and Disorders of the Female Reproductive System	(353-369)	.60958	3.42	16	5.05
N.	Pregnancy, Childbirth, and the Puerperium	(376-384)	.25725	1.82	8	2.47
O.	Newborns and Other Neonates with Conditions Originating in the Perinatal Period	not applicable				
P.	Diseases and Disorders of the Blood and Blood-Forming Organs and Immunity Disorders	(392-399)	1.23860	4.00	29	7.16
Q.	Myeloproliferative Diseases and Disorders, Poorly Differentiated Malignancy and Other Neoplasms NEC	(400-414, 473)	1.70312	4.89	40	10.25
R.	Infectious and Parasitic Diseases (Systemic or Unspecified Sites)	(415-423)	.87099	4.21	24	6.70
S.	Mental Diseases and Disorders	(424-425, 427-429, 432)	1.24991	8.60	70	18.44
T.	Substance Use and Substance Induced Organic Mental Disorders (Ages 0-20)	(433-438)	1.00497	13.88	42	19.34

	Diagnostic Categories	DRG Numbers within the Diagnostic Category	Relative Value	Geometric Mean LOS	Outlier Cutoff	Arithmetic Mean
U.	Substance Use and Substance Induced Organic Mental Disorders (Ages over 21)	(433-438)	.79810	8.92	35	14.28
V.	Injury, Poisoning, and Toxic Effects of Drugs	(439-455)	1.11633	3.62	38	8.35
W.	Burns	(456-460, 472)	3.36377	8.09	85	18.63
X.	Factors Influencing Health Status and Other Contacts with Health Services	(461-467)	.67033	3.54	23	6.37
Y.	Bronchitis and Asthma (Ages 0-1)	(98)	.43530	3.47	10	4.33
Z.	Bronchitis and Asthma (Ages 2-17)	(98)	.35509	2.87	12	3.69
AA.	Esophagitis, Gastroenteritis, Miscellaneous Digestive Disorders (Ages 0-1)	(184)	.36039	3.01	13	4.04
BB.	Esophagitis, Gastroenteritis, Miscellaneous Digestive Disorders (Ages 2-17)	(184)	.32203	2.52	10	3.40
CC.	Cesarean Sections	(370-371)	1.05776	5.37	15	6.01
DD.	Vaginal delivery with complicating diagnosis or operating room procedures	(372, 374, 375)	.54468	3.19	9	3.85
EE.	Vaginal delivery without complicating diagnosis or operating room procedures Normal newborns	(373), (391)	.35205	2.82	9	3.27
FF.	Depressive neurosis	(426)	1.08282	9.15	46	16.35
GG.	Psychosis	(430)	1.19345	10.89	47	17.01
HH.	Childhood mental disorders	(431)	2.24488	18.40	93	31.73
II.	Unrelated Operating room procedure	(468)	1.57363	5.79	35	10.15
JJ.	Cases which could not be assigned to other diagnostic categories	(469-470)	.00000	0	0	0
KK.	Extreme Immaturity	386	7.67645	22.23	82	38.40
LL.	Prematurity with Major Problems	387	2.32305	13.23	37	21.52
MM.	Prematurity without Major Problems	388	3.01643	12.29	37	21.22
NN.	Full Term Neonates or Neonates died or Transferred	(385, 389, 390)	1.54801	4.36	28	10.44

**Relative Values, Geometric Mean Lengths of Stay, and Outlier Cutoffs—Effective through June 30, 1987**

**AFDC—MEDICAL ASSISTANCE**

A.	Diseases and Disorders of the Nervous System	(1-35)	1.01964	2.59	21	4.62
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# OFFICIAL NOTICES

	Diagnostic Categories	DRG Numbers within the Diagnostic Category	Relative Value	Geometric Mean LOS	Outlier Cutoff	Arithmetic Mean
B.	Diseases and Disorders of the Eye	(36-48)	.74603	2.15	12	2.91
C.	Diseases and Disorders of the Ear, Nose and Throat	(49-74)	.51371	1.92	9	2.43
D.	Diseases and Disorders of the Respiratory System	(75-97, 99-102)	.86596	3.48	13	4.54
E.	Diseases and Disorders of the Circulatory System	(103-145)	1.85842	3.77	17	5.76
F.	Diseases and Disorders of the Digestive System	(146-183, 185-190)	.85539	2.95	12	4.02
G.	Diseases and Disorders of the Hepatobiliary System and Pancreas	(191-208)	1.33652	4.77	14	5.93
H.	Diseases and Disorders of the Musculoskeletal System and Connective Tissues	(209-256, 471)	1.05789	3.43	17	5.29
I.	Diseases and Disorders of the Skin, Subcutaneous Tissue and Breast	(257-284)	.78850	2.75	14	4.06
J.	Endocrine, Nutritional, and Metabolic Diseases and Disorders	(285-301)	1.12903	3.98	17	5.67
K.	Diseases and Disorders of the Kidney and Urinary Tract	(302-333)	1.02689	3.34	17	4.69
L.	Diseases and Disorders of the Male Reproductive System	(334-352)	.58779	1.81	6	2.33
M.	Diseases and Disorders of the Female Reproductive System	(353-369)	.91387	3.07	9	3.99
N.	Pregnancy, Childbirth, and the Puerperium	(376-384)	.49235	1.78	9	2.47
O.	Newborns and Other Neonates with Conditions Originating in the Perinatal Period	not applicable				
P.	Diseases and Disorders of the Blood and Blood-Forming Organs and Immunity Disorders	(392-399)	.99059	2.96	12	4.08
Q.	Myeloproliferative Diseases and Disorders, Poorly Differentiated Malignancy and Other Neoplasms NEC	(400-414, 473)	1.88366	3.21	27	6.27
R.	Infectious and Parasitic Diseases (Systemic or Unspecified Sites)	(415-423)	.67625	2.89	12	3.85
S.	Mental Diseases and Disorders	(424-425, 427-429, 432)	1.69617	6.58	46	13.39
T.	Substance Use and Substance Induced Organic Mental Disorders (Ages 0-20)	(433-438)	2.15775	13.47	42	18.83

Diagnostic Categories	DRG Numbers within the Diagnostic Category	Relative Value	Geometric Mean LOS	Outlier Cutoff	Arithmetic Mean
U. Substance Use and Substance Induced Organic Mental Disorders (Ages over 21)	(433-438)	1.48646	12.54	36	17.69
V. Injury, Poisoning, and Toxic Effects of Drugs	(439-455)	.84900	2.17	20	4.06
W. Burns	(456-460, 472)	2.64937	5.42	35	10.28
X. Factors Influencing Health Status and Other Contacts with Health Services	(461-467)	.73740	2.56	9	3.24
Y. Bronchitis and Asthma (Ages 0-1)	(98)	.67470	3.30	9	4.01
Z. Bronchitis and Asthma (Ages 2-17)	(98)	.56411	2.67	7	3.08
AA. Esophagitis, Gastroenteritis, Miscellaneous Digestive Disorders (Ages 0-1)	(184)	.53556	2.96	10	3.74
BB. Esophagitis, Gastroenteritis, Miscellaneous Digestive Disorders (Ages 2-17)	(184)	.43556	2.14	8	2.71
CC. Cesarean Sections	(370-371)	1.85493	5.32	10	5.64
DD. Vaginal delivery with complicating diagnosis or operating room procedures	(372, 374, 375)	1.03816	3.22	8	3.68
EE. Vaginal delivery without complicating diagnosis or operating room procedures Normal newborns	(373), (391)	.78617	2.82	7	3.14
FF. Depressive neurosis	(426)	1.61507	7.35	40	13.00
GG. Psychosis	(430)	1.90956	9.69	40	14.71
HH. Childhood mental disorders	(431)	4.53618	19.21	78	31.08
II. Unrelated Operating room procedure	(468)	1.06689	3.27	12	3.97
JJ. Cases which could not be assigned to other diagnostic categories	(469-470)	.00000	0	0	0
KK. Extreme Immaturity	386	4.72926	11.02	29	17.61
LL. Prematurity with Major Problems	387	2.15781	8.40	18	11.77
MM. Prematurity without Major Problems	388	2.94869	8.34	24	13.71
NN. Full Term Neonates or Neonates died or Transferred	(385, 389, 390)	1.36046	3.92	14	6.59

## **Metropolitan Council**

### **Notice of Public Hearing on Metropolitan Significance Review of the Proposed Arena for the National Basketball Association (NBA) Franchise in Minneapolis**

The Metropolitan Significance Review Committee will hold a public hearing beginning Wednesday, June 24, 1987, at 8:30 a.m. in the Metropolitan Council Chambers, 300 Metro Square Bldg., 7th and Robert Streets, St. Paul, Minn., for the purpose of receiving public comments on the metropolitan significance review report on the proposed arena in Minneapolis.

The report describes the project and summarizes statements submitted by the parties. The report also discusses the project's potential effects on other facilities in the metropolitan area including the St. Paul Civic Center and Met Center. It discusses the impact on other government units and includes an examination of alternatives and possible modifications to the project to alleviate any adverse effects.

All interested persons are encouraged to attend the hearing and offer comments. A time may be set aside during the hearing to hear comments from the general public. Persons wishing to speak may register in advance by contacting Jane Larson at 291-6500. Written comments will be accepted until July 1 and may be sent to the Metropolitan Council, 300 Metro Square Bldg., St. Paul, MN 55101, Attention: Paul Baltzersen. Questions on the report should be directed to Paul Baltzersen of the Council's staff at 291-6321. Copies of the public hearing draft report are available free of charge from the Council's Data Center at 291-6464.

## **Department of Natural Resources Division of Minerals**

### **Notice of Intent to Solicit Outside Opinion Regarding Possible Amendment of Rules on Permits to Prospect for and Leases to Mine Copper, Nickel, and Associated Minerals**

Notice is hereby given that the Minnesota Department of Natural Resources is continuing to seek information or opinions from sources outside the agency in preparing to study the need to amend the rules regarding permits to prospect for and leases to mine copper, nickel, and associated minerals (Minnesota Rules, parts 6125.0100-.0700). The promulgation of amendments to these rules are authorized by Minnesota Statutes, §§ 93.08-93.12 and 93.25, which permits the agency, with the approval of the State Executive Council, to adopt rules and regulations for the issuance of permits to prospect for and leases to mine and remove copper, nickel, and associated minerals on lands wherein an interest in the minerals is owned by the state.

The proposed amendments to the rules include changes in the administrative procedures for issuance of leases, an increase in rental rates, modification of the royalty rates and changes in other miscellaneous provisions of the lease. Copies of the preliminary draft of proposed amendments may be obtained by writing or telephoning the office of the Division of Minerals.

The Minnesota Department of Natural Resources requests information and comments concerning the subject matter of these rules. Interested or affected persons or groups may submit statements of information or comment orally or in writing. Written statements shall be addressed to:

William C. Brice, Director  
Division of Minerals  
Department of Natural Resources  
500 Lafayette Road—Box 45  
St. Paul, MN 55155-4045

Oral statements will be received during regular business hours over the telephone at (612) 296-4807 and in person at the above address.

All statements of information and comment shall be accepted until July 31, 1987. Any written material received by the Minnesota Department of Natural Resources shall become part of the record in the event that amendments to these rules are promulgated.

Dated: 1 June 1987

Joseph N. Alexander, commissioner  
Department of Natural Resources

## **Office of the Secretary of State**

### **Notice of Vacancies in Multi-Member State Agencies**

Notice is hereby given to the public that vacancies have occurred in multi-member state agencies, pursuant to Minn. Stat. § 15.0597, subd. 4. Application forms may be obtained at the Office of the Secretary of State, 180 State Office Building, St. Paul 55155-1299; (612) 296-2805. Application deadline is June 30, 1987.

**GREATER MINNESOTA CORPORATION** has 11 vacancies open for members. The corporation shall make grants for applied research; administer regional research institutes or other applied research facilities, as determined by the Board, and invest in new products or businesses. Members are appointed by the Governor with the advice and consent of the Senate. For specific information contact the Greater Minnesota Corporation, 550 Cedar St., Room 101, St. Paul 55101; (612) 297-3247.

#### **Correction:**

#### **WORKERS COMPENSATION COURT OF APPEALS**

Correction to notice published in Volume 11, Number 48, June 1, Page 2205.

This is a unique situation in which the vacancy will be to fill out a term that will end January 2, 1989. Effective January 1987 the salary has been increased from \$56,600 to \$58,900.

## **Teachers Retirement Association**

### **Meeting Notice**

The Board of Trustees, Minnesota Teachers Retirement Association will hold a meeting on Thursday, June 18, 1987 at 1:00 p.m. in Room 500, Gallery Building, 17 West Exchange Street, St. Paul, MN 55102 to consider matters which may properly come before the Board.

## **Department of Transportation**

### **Petition of the City of Bloomington for a Variance from State Aid Standards for Street Width**

Notice is hereby given that the City Council of the City of Bloomington has made a written request to the Commissioner of Transportation pursuant to Minnesota Rules § 8820.3300 for a variance from minimum standards for a reconstruction project on West 98th Street between 98th Street (Lindstrom Drive) from Bloomington Ferry Road to East Bush Lake Road.

The request is for a variance from Minnesota Rules for State Aid Operations § 8820.9912 adopted pursuant to Minnesota Statutes Chapter 161 and 162, so as to permit 18' divided roadways with no parking permitted instead of the required width of 36' with no parking permitted (single roadway).

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated: 28 May 1987

Leonard W. Levine  
Commissioner of Transportation

## **Department of Transportation**

### **Petition of City of Minneapolis for a Variance from State Aid Standards for Street Width**

Notice is hereby given that the City Council of the City of Minneapolis has made a written request to the Commissioner of Transportation pursuant to Minnesota Rules § 8820.3300 for a variance from minimum standards for a construction project on M.S.A.S. 189 (Second Street South) between 3rd Avenue South and 11th Avenue South.

The request is for a variance from Minnesota Rules for State Aid Operations § 8820.9912 adopted pursuant to Minnesota Statutes

## OFFICIAL NOTICES

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Chapter 161 and 162, so as to permit a 48' wide street with parking on both sides until traffic volumes necessitate the use of four lanes instead of the required width of 52' with no parking allowed.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated: 28 May 1987

Leonard W. Levine  
Commissioner of Transportation

## Department of Transportation

### Petition of County of Faribault for a Variance from State Aid Standards for Design Speed

Notice is hereby given that the County Board of the County of Faribault has made a written request to the Commissioner of Transportation pursuant to Minnesota Rules § 8820.3300 for a variance from minimum standards for a bituminous resurfacing and gravel shouldering project on C.S.A.H. 13 between C.S.A.H. 16, 3.5 Miles East of Blue Earth and a point 3.8 Miles North.

The request is for a variance from Minnesota Rules for State Aid Operations § 8820.9914 adopted pursuant to Minnesota Statutes Chapter 161 and 162, so as to permit a design speed of 35 MPH on two 14° curves instead of the required design speed of 40 MPH.

Any person may file a written objection to the variance request with the Commissioner of Transportation, Transportation Building, St. Paul, Minnesota 55155.

If a written objection is received within 20 days from the date of this notice in the *State Register*, the variance can be granted only after a contested case hearing has been held on the request.

Dated: 29 May 1987

Leonard W. Levine  
Commissioner of Transportation

## Department of Transportation

### Meeting, State Aid Standard Variance Committee

Notice is hereby given that the Commissioner of Transportation has appointed a State Aid Standard Variance Committee who will conduct a meeting on Monday, June 15, 1987, at 9:30 A.M. in Room 419 State Transportation Building, John Ireland Boulevard, St. Paul, Minnesota.

This notice is given pursuant to Minnesota Statutes § 471.705.

The purpose of this open meeting is to investigate and determine recommendations for variances from minimum State Aid roadway standards as governed by Minnesota Rules for State Aid Operations § 8820.3400 adopted pursuant to Minnesota Statutes 161 and 162.

The agenda will be limited to these questions.

1. Petition of the City of Rochester for a variance from minimum design standards so as to permit a street width of 60' with parallel parking permitted on both sides instead of the required street width of 72' with parallel parking on both sides on a reconstruction project on MSAS 133 (Elton Hills Drive) between T.H. 52 and 5th Ave. N.W.

2. Petition of the County of Koochiching for a variance from minimum design standards so as to permit a 5 ton-ultimate 7 ton design instead of the required 7 ton-ultimate 9 ton design on a reconstruction project on CSAH 3 from 2.5 miles north of T.H. 53 at Ray, MN to approximately 0.25 miles south of County Road 100 and from approximately 0.9 miles south of County Road 100 to T.H. 53, approximately 4.0 miles east of Ray, MN.

3. Petition of the County of Freeborn for a variance from minimum design standards so as to permit an obstacle free recovery area of 27' instead of the required obstacle free recovery area of 30' on a reconstruction project on CSAH 46 from CSAH 14 to near T.H. 13.



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## STATE CONTRACTS & ADVERTISED BIDS

4. Petition of the County of McLeod for a variance from minimum design standards so as to permit a speed of 35 MPH instead of the required design speed of 40 MPH on a bituminous surfacing and aggregate shouldering project on CSAH 2 from the South County Line to the south city limits of Silver Lake.

5. Petition of the County of Carlton for a variance from minimum design standards so as to permit 3:1 inslopes instead of the required 4:1 inslopes on a bituminous surfacing and shoulder widening project on CSAH 6 from a point 1.7 miles east of Barnum to a point 6.7 miles east (Junction with CSAH 5).

6. Petition of the City of Minneapolis for a variance from minimum design standards so as to permit a street width of 48' with parking permitted on both sides instead of the required width of 52' with no parking permitted on a construction project on MSAS 289 (Second Street South) between Third Avenue South and Eleventh.

7. Petition of the City of Bloomington for a variance from minimum design standards so as to permit 18' divided roadway with no parking permitted instead of the required roadway width of 36' with no parking permitted (single roadway) on a reconstruction project on MSAS 131 (Lindstrom Drive) from Bloomington Ferry Road to East Bush Lake Road.

8. Petition of the County of Faribault for a variance from minimum design standards so as to permit a design speed of 35 MPH instead of the required 40 MPH on a bituminous surfacing and gravel shouldering project on CSAH 13 between CSAH 16, 3.5 miles east of Blue Earth to a point 3.8 miles north.

The cities and counties listed above are requested to follow the following time schedule when appearing before the Variance Committee.

9:30 A.M.	City of Rochester
9:50 A.M.	City of Bloomington
10:10 A.M.	City of Minneapolis
10:30 A.M.	County of Carlton
10:50 A.M.	County of McLeod
11:10 A.M.	County of Freeborn
11:30 A.M.	County of Koochiching
11:50 A.M.	County of Faribault

Dated: 4 June 1987

Leonard W. Levine  
Commissioner  
Minnesota Department of Transportation

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## STATE CONTRACTS AND ADVERTISED BIDS

Pursuant to the provisions of Minn. Stat. § 15.0412, subd. 6, an agency must make reasonable effort to publicize the availability of any services contract or professional and technical services contract which has an estimated cost of over \$2,000.

Department of Administration procedures require that notice of any consultant services contract or professional and technical services contract which has an estimated cost of over \$10,000 be printed in the *State Register*. These procedures also require that the following information be included in the notice: name of contact person, agency name and address, description of project and tasks, cost estimate, and final submission date of completed contract proposal. Certain quasi-state agencies are exempted from some of the provisions of this statute.

Commodities contracts with an estimated value of \$15,000 or more are listed under the Procurement Division, Department of Administration. All bids are open for 7-10 days before bidding deadline. For bid specifics, time lines, and other general information, contact the appropriate buyers whose initials appear in parentheses next to the commodity for bid, by calling (612) 296-6152.

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### Department of Administration: Procurement Division

#### Contracts and Requisitions Open for Bid

Call 296-6152 for Referral to Specific Buyers, whose initials are next to each commodity.

Commodity for Bid (and Buyer)	Bid Closing Date at 2 pm	Department or Division	Delivery Point	Requisition #
Walk-in cooler—rebid (EFS)	June 10	Regional Treatment Ctr	Fergus Falls	B55 101 07351
Meat for July (JPK)	June 10	Various	Various	Schedule
Offset press (AW)	June 10	State University	Moorhead	26 072 10225

## STATE CONTRACTS & ADVERTISED BIDS

Commodity for Bid (and Buyer)	Bid Closing Date at 2 pm	Department or Division	Delivery Point	Requisition #
Vans (DM)	June 11	State University	Bemidji	26 070 11993
Walk-in cooler rebid—addendum #1 (EFS)	June 12	Regional Treatment Ctr	Fergus Falls	B 55101-07351
Marching band uniforms & acces- sories (JPK)	June 15	State University	Mankato	26 071 17639
Linens (AW)	June 16	Various	Various	Price Contract
All-purpose four-wheel drive trac- tor/truck with dump box (DM)	June 16	Transportation	Duluth	79 382 01219
Sending machines (EFS)	June 16	Jobs & Training	Bloomington	D21 200 15170

### Department of Administration: Printing & Mailing Services

Printing vendors for the following printing contracts must review contract specifications in printing buyers office at 117 University Avenue, Room 134-B, St. Paul, MN.

Commodity for Bid (and Buyer)	Bid Closing Date at 2 pm	Department or Division	Delivery Point	Requisition #
<i>Be A Bike Expert</i>	June 9	Transportation	St. Paul	7326
Printed envelopes	June 9	Community College	St. Paul	7522
Supervision of Grain Weight Certificate	June 11	Agriculture	Minneapolis	7542
Self adhesive labels on roll	June 11	Public Service	St. Paul	7555
<i>Minnesota Agricultural Statistics</i> 1987	June 11	Agriculture	St. Paul	7064
Authorization/Transfer of certification	June 11	Health	Minneapolis	7243
Medical record file folders	June 11	Health	Minneapolis	7247

### Administration Department and Worthington Community College State Surplus Property for Sale

The Commissioner of Administration and the Worthington Community College offer for sale by sealed bid four (4) parcels of land located on Betty Avenue and West Lake Avenue in the City of Worthington, Minnesota.

The legal description of the properties and the appraised values of each parcel are as follows:

- Lot 3, Block 1, Golden Shores Addition, City of Worthington—\$5,900.00**
- Lot 4, Block 1, Golden Shores Addition, City of Worthington—\$5,900.00**
- Lot 5, Block 1, Golden Shores Addition, City of Worthington—\$8,000.00**
- Lot 6, Block 1, Golden Shores Addition, City of Worthington—\$7,000.00**

These four parcels will be sold on the basis of highest offer for not less than each individual parcel's appraised value to those bidders who meet all bid document requirements. All bids must be submitted by 2:00 p.m., June 19, 1987, to the Department of

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## STATE CONTRACTS & ADVERTISED BIDS

Administration, Real Estate Management Division, 50 Sherburne Avenue, Room G-22, St. Paul, Minnesota 55155. For bid information and bid forms contact Don Viessman, Worthington Community College, tel. (507) 372-2107, or Real Estate Management Division, tel. (612) 296-6674.

### Department of Agriculture

#### Notice of Contract Availability

The Minnesota Department of Agriculture received a \$288,900 appropriation from the legislature for 23 farm advocate contracts. Individual contracts are for the period between July 1, 1987 and June 30, 1988 and have terms of \$5.00 or \$6.00 per hour (depending on experience) for a maximum of 20 hours per week, plus expenses, the total not to exceed \$10,500 or \$12,500 per year, respectively.

The purpose of these contracts is to provide peer support to Minnesota farmers with financial problems. Contractors will participate in department sponsored training, accept referrals, help farmers prepare for meetings with lenders, attend meetings and mediations between farmers and lenders at farmers' request, provide monthly reporting to the department.

Address inquiries by June 29, 1987 to:

Anne deMeurisse  
Minnesota Department of Agriculture  
90 West Plato Boulevard  
St. Paul, MN 55107  
(612) 296-1484

### State University Board—Bemidji State University

#### Notice for Request for Proposals for Contract Services

The State University Board on behalf of Bemidji State University desires to retain a contractor to provide technical counseling assistance in its Small Business Development Center in all phases of international trade and exporting for northern Minnesota businesses. Contractor will be experienced in a broad range of activities in international trade and possess a background in small business related areas.

##### Scope of Project

Contractor shall provide basic counseling to small businesses in northern Minnesota in the area of international trade. Additionally, contractor shall assist in establishment of a northwest Minnesota export association, and present workshops in international trade development. Technical counseling shall include planning the export sales strategy, export sales financing, export documentation, etc.

##### Project Start and Completion Dates

This contract will be effective July 1, 1987, and shall continue through March 31, 1988.

##### Project Costs

This project is funded through a grant from the Northwest Minnesota Initiative Fund and from additional funds supplied by the Small Business Administration. It is estimated that this counseling/outreach phase should not exceed \$16,800.00 for professional services and expenses.

For a copy of the detailed project tasks please contact:

Art Gulette  
Bemidji State University  
Hickory Hall, Room 110  
Bemidji, MN 56601  
Telephone (218) 755-2750

All proposals must be submitted to the above address no later than 4:30 p.m., Friday, June 19, 1987. Proposals must be in writing. Amounts for personal services, and expenses must be detailed separately.

## Department of Corrections—St. Cloud Correctional Facility

### Request for Proposal for Orthopedic Services

Request for proposal for local orthopedic services. Proposal must provide both on-site (at MCF-St. Cloud) and local clinic service for orthopedic health care, including consultation, medical examination, x-rays, surgical procedures at local hospital. On-site services will normally be scheduled twice per month; in-clinic visits on an as-needed basis. R.F.P. to include cost per hour for physical therapist—both on-site and in clinic. Costs to be based on a published fee schedule. Estimated cost of two-year contract is \$50,000. Contact David Ek, Business Manager, MCF-St. Cloud, 612-255-5072. R.F.P. due no later than June 17, 1987.

## State Designer Selection Board

### Request for Proposal for Three Projects with the Community College System

#### TO REGISTERED PROFESSIONALS IN MINNESOTA:

The State Designer Selection Board has been requested to select designer for Three Projects with the Community College System. Design firms who wish to be considered for this project should submit proposals on or before 4:00 P.M., June 30, 1987, to George Iwan, Executive Secretary, State Designer Selection Board, Room G-10, Administration Building, St. Paul, Minnesota 55155-1495.

#### The proposal must conform to the following:

1. Six copies of the proposal will be required.
2. All data must be on 8½" x 11" sheets, soft bound.
3. The cover sheet of the proposal must be clearly labeled with the project number, as listed in number 8 below, together with the designer's firm name, address, telephone number and the name of the contact person.

#### 4. Mandatory Proposal contents in sequence:

a) Identity of firm and an indication of its legal status, i.e. corporation, partnership, etc. If the response is from a joint venture, this information must be provided for firms comprising the joint venture.

b) Names of the persons who would be directly responsible for the major elements of the work, including consultants, together with brief descriptions of their qualifications. If desired, identify roles that such persons played in projects which are relevant to the project at hand.

c) A commitment to enter the work promptly, if selected, by engaging the consultants, and assigning the persons named 4b above along with adequate staff to meet the requirements of work.

d) A list of State and University of Minnesota current and past commissions under contract or awarded to the prime firm(s) submitting this proposal during the three (3) years immediately preceding the date of this request for proposal. The prime firm(s) shall **list and total** all fees associated with these projects whether or not the fees have been received or are anticipated. In addition, the prime firm(s) shall indicate the amount of fees listed which were paid directly to engineers or other specialty consultants employed on the projects listed pursuant to the above.

e) A section containing graphic material (photos, plans, drawings, etc.) as evidence of the firm's qualification for the work. The graphic material must be identified. It must be work in which the personnel listed in "c" have had significant participation and their roles must be clearly described. It must be noted if the personnel named were, at the time of the work, employed by other than their present firm.

The proposal shall consist of no more than twenty (20) pages. **Proposals not conforming to the parameters set forth in this request will be disqualified and discarded without further examination.**

#### 5. Statutory Proposal Requirements:

In accordance with the provisions of Minnesota Statutes, 1981 Supplement, Section 363.073; for all contracts estimated to be in excess of \$50,000.00, all responders having more than 20 full-time employees at any time during the previous 12 months must have an affirmative action plan approved by the Commissioner of Human Rights before a proposal may be accepted. **The proposal will not be accepted unless it includes one of the following:**

- a) A copy of your firm's current certificate of compliance issued by the Commissioner of Human Rights; or
- b) A statement certifying that firm has a current certificate of compliance issued by the Commissioner of Human Rights; or

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## STATE CONTRACTS & ADVERTISED BIDS

c) A statement certifying that the firm has not had more than 20 full-time employees in Minnesota at any time during the previous 12 months; or

d) A statement certifying that the firm has an application pending for a certificate of compliance.

6. In accordance with the provisions of Minnesota Statutes 16B.19, Subdivision 6, at least 10% of the amount of any contract in excess of \$200,000.00 must be subcontracted to certified small businesses owned and operated by S/E/D persons as defined by Minnesota Statutes 645.445. Alternatively, the requirement may be met by purchasing materials or supplies from S/E/D businesses. Any combination of subcontracting and purchasing that meets the 10% requirements is acceptable. If there are no S/E/D persons able to perform subcontracting or provide supplies and materials, other small businesses as defined are to be utilized instead of small businesses owned and operated by S/E/D persons.

7. Design firms wishing to have their proposals returned after the Board's review must follow one of the following procedures:

a) Enclose a self-addressed stamped postal card with the proposals. Design firms will be notified when material is ready to be picked up. Design firms will have two (2) weeks to pick up their proposals, after which time the proposals will be discarded; or

b) Enclose a self-addressed stamped mailing envelope with the proposals. When the Board has completed its review, proposals will be returned using this envelope.

In accordance with existing statute, the Board will retain one copy of each proposal submitted.

Any questions concerning the Board's procedures or their schedule for the project herein described may be referred to George Iwan at (612) 296-4656.

### 8a) PROJECT—2-87

New Classroom Building  
Normandale Community College  
Bloomington, Minnesota

**Project Scope:** Construct and equip a new building which will adjoin two existing buildings to better serve an increasing enrollment, changing trends in higher education and expanding college services.

**Appropriation:** \$4,930,000.00 for site survey, soil borings, full consultant services, construction with contingency, material testing, artwork, sitework, equipment and furnishings.

**Site:** Normandale is located on a 79 acre site at the intersection of France Avenue and 98th Street in western Bloomington.

**Program Summary:** The following items will be addressed through a design process which will incorporate all new construction.

1. Instructional space utilizing computers and teleconferencing.
2. Community services such as a women's resource center, health assessment and child care.
3. Cooperative center for other post-secondary systems.

**Building Construction:** The present campus consists of one contiguous structure with multiple levels constructed over a sloping site. It is an all electric facility consisting of exterior masonry walls with a poured concrete interior structural system. It is anticipated that the campus will expand by 30,000 square feet of net assignable space. New construction should be barrier free and compatible with the present computer, telecommunication, energy automation, and emergency/alarm systems.

**Architectural Responsibilities:** Full consultant services beginning with schematics through project closeout. Programming will be provided by the college. Additional services may include selection and color coordination of all furnishings.

**Architectural Fees:** 6% of final construction costs.

### Project Schedule

A) Designer Selection	—July	1987
B) Program Review and Schematics	—September	1987
C) Design Development	—November	1987
D) Bid Document Preparation	—April	1988
E) Bidding and Award	—May	1988
F) Begin Construction	—June	1988
G) Project Acceptance	—September	1989

# STATE CONTRACTS & ADVERTISED BIDS

## Contact

### Further information may be obtained from:

Mr. Dale Lorenz, President  
Normandale Community College  
Bloomington, Minnesota  
(612) 830-9300

Questions should be of a specific nature.

### 8b) PROJECT—3-87

Campus Expansion and Remodeling  
Willmar Community College  
Willmar, Minnesota

**Project Scope:** Expand, remodel and equip selected portions of the present campus to better serve an increasing enrollment and changing trends in higher education, cooperate with the adjacent Area Vocational Technical Institute and provide an enclosed barrier free system of access between buildings.

**Appropriation:** \$3,090,000.00 for site survey, soil borings, full consultant services, construction with contingency, material testing, artwork, sitework, equipment and furnishings.

**Site:** Willmar Community College is located on an 80 acre site on the northwestern outskirts of Willmar.

**Program Summary:** The following items will be addressed through a design process which will incorporate remodeling and expansion through new construction.

1. Relocate the administration area including registration and admissions to a new main entrance area relating to drives and parking.
2. Convert the present administration area to a child care center.
3. Remodel and expand to create new general instruction space and a developmental and remedial library.
4. Remodel and expand physical education for storage, life sports and women's varsity sports.
5. Development of a system of interbuilding connections and elevators for easier access by all occupants.
6. Expand upon the present vehicular parking facility.

**Building Construction:** The campus consists of five buildings enclosing a center mall. Construction consists of a variety of concrete and unprotected steel construction systems with bearing and non-bearing masonry envelopes. The one and two story buildings are built into a hillside with a variety of floor elevations. It is anticipated that the campus will expand by 15,580 square feet of net assignable space in addition to the interbuilding connections. All new areas will be barrier free, compatible with the present HVAC and electrical systems, adequately equipped for all computer and communication systems, and interface with all emergency lighting and energy management systems. It is anticipated that some existing spaces will require new sprinkler systems to meet today's fire code requirements.

**Site Construction:** It will be required to provide additional parking spaces. This may be accomplished by an expansion of the present system or the acquisition of new land on adjacent property.

**Architectural Responsibilities:** Full consultant services will be required with the exception of programming. Review the existing campus inventory of assignable space as it relates to a given space model. This will determine the proper balance between remodeled space and new construction. Other typical services include schematics, design development, bid documents, construction estimates, bid review and construction administration to final project acceptance. Additional services may include the selection and color coordination of all furnishings and equipment.

**Architectural Fees:** 6.5% of final construction costs.

### Project Schedule

A) Designer Selection	—July	1987
B) Space Model Analysis, Schematics and Preliminary Estimate	—September	1987
C) Design Development	—December	1987
D) Bid Document Preparation	—April	1988
E) Bidding and Award	—May	1988

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## MINNESOTA RULES: Amendments & Additions

F) Begin Construction	—June	1988
G) Project Acceptance	—December	1989

### Contact

#### Further information may be obtained from:

Mr. Harold Conradi, President  
Willmar Community College  
Willmar, Minnesota  
(612) 231-5102

Questions should be of a specific nature.

#### 8c) PROJECT—4-87

Construction, Remodeling and Roof Repair  
Inver Hills Community College  
Inver Grove Heights, Minnesota

**Project Scope:** New construction, along with expansion and remodeling of selected areas to better serve the changing trends in higher education and a growing population in the southeast metropolitan area.

**Appropriation:** \$3,020,000.00 for site survey, soil borings, full consultant services, construction with contingency, material testing, artwork, sitework, equipment and furnishings.

**Site:** Inver Hills is located on a 94 acre site in southeastern Inver Grove Heights.

**Program Summary:** The following items will be addressed through a design process which will incorporate new construction, expansion and remodeling of existing facilities.

1. New construction to house additional instructional space, a continuing education center, administrative offices and child care.
2. A combination of remodeling and expansion of the physical education to accommodate additional lockers and space for fitness and life-long sports.
3. Remodeling of the present library building into a total education resource center with a central computer lab, a remedial education lab and a language and special education center.

**Building Construction:** The present campus consists of seven separate buildings constructed over five phases between 1971 and 1981. General construction consists of bearing and non-bearing exterior masonry walls with an interior system on poured concrete columns and slabs. The roofs are sloped with cedar shakes over T & G decking and laminated wood beams. It is anticipated that the campus will expand by 20,300 square feet of net assignable space with a major emphasis on a new classroom building designed to join two existing buildings. All new and remodeled construction shall be barrier free and compatible with the present HVAC and electrical systems. It should also be provided with all computer and telecommunication systems and interface with the present alarm and energy management systems. The project will also include a generator driven campus wide emergency lighting system and any required fire sprinkler systems.

**Architectural Responsibilities:** Full consultant services will be required with the exception of programming. Review the existing campus inventory of assignable space as it relates to a given space model. This will determine the proper balance between remodeled space and new construction. Other typical services include schematics, design development, bid documents, construction estimates, bid review and construction administration to final project acceptance. Additional services may include the selection and color coordination of all furnishings and equipment.

**Architectural Fees:** Between 6% and 7% of final construction costs.

### Project Schedule

A) Designer Selection	—July	1987
B) Space Model Analysis, Schematics and Preliminary Estimate	—November	1987
C) Design Development	—December	1987
D) Bid Document Preparation	—March	1988
E) Bidding and Award	—April	1988
F) Begin Construction	—May	1988
G) Project Acceptance	—December	1989

## STATE CONTRACTS & ADVERTISED BIDS

**Project Scope:** The first phase of a two phase project to replace the insulation and cedar shakes on selected buildings constructed between 1971 and 1974. This will include the design of a soffit to ridge ventilation system to minimize ice damming.

**Building Construction:** All sloped roofs have about a 5:12 Pitch with treated cedar shakes over roofing felts and 3" thick T. & G. wood decking. All roofs extend over unheated boxed soffits which cause ice build up damage, deterioration of shakes and interior moisture penetration. Later roof construction employed a ventilation system which has minimized this problem. Greatest overall problems are presently occurring on the gymnasium.

**Architectural Responsibilities:** Provide full consultant services from initial site visits through preparation of construction documents, bidding and construction supervision.

**Architectural Fees:** 8% of final construction costs.

### Project Schedule

A) Designer Selection	—July	1987
B) Design Development	—August	1987
C) Bid Document Preparation	—September	1987
E) Bidding and Award	—October	1987
F) Begin Construction	—November	1987
G) Project Acceptance	—December	1987

### Contact

Further information may be obtained from:

Dr. Patrick Roche, President  
Inver Hills Community College  
Inver Grove Heights, Minnesota  
(612) 450-8500

Richard F. Whiteman, chairman  
State Designer Selection Board

## Department of Health Health Resources Division Emergency Medical Services Section

### Request for Proposals for Regional Emergency Medical Services Grants

The Commissioner of Health is requesting proposals for two-year regional emergency medical services (EMS) grants to all eight EMS regions in Minnesota. The grants will provide funding to continue the development and implementation of regional systems of emergency care throughout the state.

A total of \$1,040,000 is available for the period from July 1, 1987, to June 30, 1989, under the Minnesota Emergency Medical Services System Support Act [Minnesota Statutes 144.8093]. Each of the eight EMS regions is eligible for a grant of \$130,000 for the two-year period. Additional funding from federal Preventive Block Grant sources is expected to be available in amounts of \$25,000 to \$50,000 per region for federal fiscal year 1988 and \$25,000 per region for federal fiscal year 1989. The total estimated amounts available per region for the two-year period, including both State and federal sources, are \$180,000 for Northeast, Northwest, Central, Southwest and Metropolitan regions, and \$205,000 for Southeast, South Central and West Central regions.

This request for proposals (RFP) does not obligate the Commissioner to fund the projects, and the right is reserved to modify or cancel the solicitation if it is deemed in the best interest of the state to do so.

#### I. Scope

The purpose of these grants is to develop, maintain and improve regional EMS systems throughout the State of Minnesota.

#### II. Objective

The long-range objective is the reduction of death and disability due to medical emergencies by promoting the prevention of medical emergencies and improving the quality of emergency medical care. Particular emphasis is given to supporting and improving emergency trauma and cardiac care and training.



**III. Grantee Qualifications**

Applications will be considered from not-for-profit corporations or governmental entities. Proprietary corporations are ineligible as the primary grantee under the Federal block grant legislation which supports this grant program. The regional EMS project must provide services in all counties within the region and have the demonstrated support of most local boards of health, community health services (CHS) agencies, and other organizations and agencies that are actively involved in regional EMS activities. The EMS regional system shall be governed by a body consisting of appointed representatives from each of the counties in that region and shall also include representatives from EMS organizations.

**IV. Proposal Contents**

Applicants must include the following minimum contents in proposals:

- A. Project Administration/Management
  1. Administrative Structure
  2. Qualifications of Personnel
    - a. Project Staff
    - b. Medical Staff
    - c. Clinical Consultants (trauma, cardiac)
  3. Regional Advisory Committees
- B. Budget
  1. Program Budget (task and line-item breakdown)
  2. Budget Narrative
- C. Updated Regional EMS Plan (including the following components as addressed in the State EMS Plan):
  1. Trained Personnel (physicians, nurses, EMTs, EMT-Is, paramedics, first responders, dispatchers)
  2. Transportation
  3. Public Safety Coordination
  4. Communications
    - a. Systems Access (911)
    - b. Regional EMS Radio Communications
    - c. Regional Medical Control
    - d. Medical Control Resource Hospital
  5. Public Involvement
  6. Facilities Access (critical care systems planning for trauma and cardiac illness)
  7. System Management (including plans for on-going operation)

The updated regional EMS plan will become the basis and serve as the justification for developing a project workplan by addressing the following elements: current status; desired status; needs/problems; steps in progress; objectives; and evaluation measures. While applicants are expected to address in their updated plans each of the program components listed in Section C. above, they will not necessarily be expected to develop objectives in their proposals for each program component.

**V. Submission of Proposals**

Interested parties must submit proposals no later than June 30, 1987. Prices and terms of the proposal as stated must be valid for the length of the program. Applicants should submit three copies of their proposal to:

Donald O. Hedman, Special Projects Coordinator  
Emergency Medical Services Section  
Minnesota Department of Health  
717 S.E. Delaware Street  
P. O. Box 9441  
Minneapolis, MN 55440  
(612) 623-5518

# STATE CONTRACTS & ADVERTISED BIDS

## Department of Public Service

### Request for Proposal for Evaluation of Traffic and Cost Information for Telephone Services Provided in and around the Twin Cities

This Request for Proposal does not obligate the state to complete the project and the state reserves the right to cancel the solicitation if it is considered to be in its best interest.

#### I. Scope of the Project

Analytical assistance is needed by the Minnesota Department of Public Service (DPS) to evaluate traffic and cost information for telephone services provided in and around the twin cities metropolitan area. There are currently twelve exchanges near the metropolitan area requesting extended area service (EAS) into the twin cities. The Minnesota Public Utilities Commission (PUC) has consolidated all of the petitions into a single docketed case in order to conduct a single evidentiary hearing.

The case will focus on issues of community of interest, traffic volume, service provisioning costs, and alternative metropolitan area rate structures. The DPS requires a consult to evaluate traffic and cost data and prepare expert testimony on issues surrounding traffic and cost estimates. The consult will also develop and analyze alternative rate structures for the metropolitan area, which will include criteria for extending those rate structures to exchanges not a part of the current metro EAS service area. The consultant may need to provide written testimony on the rate structure analysis if the DPS so requests.

#### II. Objective

The goal of this project is for the DPS to develop accurate and comprehensive testimony on issues related to traffic, costs and rate structures that affect prices of local telephone services provided in the twin cities metropolitan area and that affect the installation of EAS circuits from nearby exchanges into the larger metropolitan area.

#### III. Project Tasks

Tasks	Product	Date Due*
Analyze traffic patterns between Metro wire centers and exchanges and petitioning exchanges.	Written Testimony**	August
Analyze telephone companies' cost of service studies for the provision of EAS circuits in the pending petitions.	Written Testimony**	August
Develop alternative Metro area rates structures and corresponding rates.	Written Report	August
At the request of the DPS, prepare testimony in support of the Rate Structure Report.	Written Testimony**	August
Review of intervenor testimony and preparation of data requests and clarification questions	Consultations w/DPS staff & Written Info requests	November
Assist DPS staff in preparation of witness cross examination and development of briefs and other pleadings.	Consultations w/DPS staff	December

Responder may propose additional tasks or activities if they will substantially improve the results of the project.

\*These dates may change based on the presiding Administrative Law Judge's hearing schedule which is yet to be determined.

\*\*Testimony includes direct, rebuttal and, if necessary, surrebuttal. Date indicated above is for direct testimony.

#### IV. Project Costs

The Department has estimated that the cost of this project should not exceed \$30,000 for professional services and expenses.

#### V. Project Completion Date

The project will be completed on the date that the PUC issues its final order.

#### VI. Proposal Contents

The following are considered the minimum content of the proposal:

1. State the objectives of the project as viewed by the responder.
2. List and clearly describe the products or services the responder anticipates he or she will deliver to meet the stated objectives.
3. Provide a projected work plan specifying work products and/or services and dates of completion for each product.

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## STATE CONTRACTS & ADVERTISED BIDS

4. Provide a cost estimate for each product or service to be performed by the responder that is listed in #3 preceding.
5. Provide a detailed description of the responder's general qualifications and descriptions of the qualifications of all personnel to be assigned to the project.

### VII. Submission of Proposals

Proposals are due to the DPS by June 26, 1987, by 4:00 P.M. Late proposals will not be accepted. Each copy of the proposal must be signed by an authorized member of the firm. Prices and terms of the proposal as stated must be valid for the length of the project.

### VIII. Evaluation

Evaluation of all proposals will be completed by Jon D. Loe, Gordon Plorin, Chris Sandberg and Ken Nickolai of the DPS. Results will be sent immediately by mail to all responders. An interview may be part of the evaluation process. Factors upon which proposals will be judged include, but are not limited to, the following:

- A. expressed understanding of the project objective;
- B. projected work plan, including work products and services and expected completion dates;
- C. projected cost for each work product or service; and
- D. qualifications of both the company and personnel assigned to the project; experience of personnel will be given greater weight than that of the firm.

## Minnesota Amateur Sports Commission

### Request for Proposal for Olympic-Caliber Swimming Events & Training Center

The Minnesota Amateur Sports Commission is requesting proposals from qualified individuals and organizations interested in establishing an Olympic-caliber Swimming Event and Training Center. The agency will award a \$3 million construction grant to the organization which can best establish an Olympic-caliber facility that can host training and events for all levels of amateur sport activity. The facility must meet the competition and training standards of United States Swimming, Inc., the national governing body for swimming in the United States, and the facility must be made available for amateur swimming organizations, training and competitions. General facility's guidelines include:

- A. Ten-lane by 50 meters.
- B. Recommended depth five (5) to seven (7) feet.
- C. Permanent seating for a minimum of 1,500 with additional temporary seating possibilities for an additional 1,500, for a total seating of 3,000.
- D. Integral or separate Olympic-standard diving well and platforms.
- E. Suitable locker room and general training and athlete holding space.
- F. Sports medicine services.

It is estimated that the total cost of the facility would be between \$6 and \$11 million. Organizations would have to provide their own resources for the balance of the proposal.

**THIS REQUEST FOR PROPOSAL DOES NOT OBLIGATE THE STATE TO COMPLETE THE PROJECT AND THE STATE RESERVES THE RIGHT TO CANCEL THE SOLICITATION IF IT IS CONSIDERED IN ITS BEST INTEREST.**

Proposal should be received by the Minnesota Amateur Sports Commission no later than 4:30 PM, Wednesday, July 8, 1987. A copy of the Request for Proposal is available upon request. Inquiries and requests should be directed to:

Paul D. Erickson  
Executive Director  
Minnesota Amateur Sports Commission  
% MN Department of Trade & Economic Development  
900 American Center Bldg.  
150 E. Kellogg Blvd.  
St. Paul, MN 55101  
612/296-4845

# SUPREME COURT DECISIONS

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Decisions Filed Friday, 29 May 1987

Compiled by Wayne O. Tschimperle, Clerk

**CX-86-374 State of Minnesota, petitioner, Appellant v. Mark Steven Hall. Court of Appeals.**

It is within the trial court's discretion to admit expert testimony concerning the behavioral characteristics typically displayed by adolescent sexual assault victims.

Reversed; judgment of conviction reinstated. Amdahl, C.J.

Concurring specially, Wahl, J., Coyne, J.

**C7-86-8 State of Minnesota v. Carl Lee Sandberg, Appellant. Court of Appeals.**

Rule 9 of the Minnesota Rules of Criminal Procedure requires that both the state and the defendant disclose the names of all persons that party intends to call at trial, even if a person has already been disclosed by the other side.

Under the facts of this case, the trial court abused its discretion and committed prejudicial error by precluding two witnesses from testifying as a sanction for violation of a statutory discovery rule.

Erroneous argument for admission of evidence was error this court need not correct.

It is within trial court's discretion to admit expert testimony concerning the reporting practices of adolescent victims of sexual assault.

Affirmed in part, reversed in part, and remanded for a new trial. Amdahl, C.J.

**C1-86-2093 State of Minnesota, Appellant v. James Murl Payne. Court of Appeals.**

Police, after lawfully stopping defendant and two others at 3:00 a.m. in high-crime area for limited investigation of possible involvement in attempted break-in of nearby residence several minutes earlier, were justified in subjecting defendant and the others to a limited protective weapons frisk; the basis for the stop and frisk that was present at the initiation of the stop did not dissipate in the interval between the stop and the frisk.

Reversed and remanded for trial. Amdahl, C.J.

**C4-86-1150 Attorney General Hubert H. Humphrey, III, Attorney General of the State of Minnesota, o.b.o the State of Minnesota and the Public Employees Retirement Fund v. C. Michael McLaren, defendant and third party plaintiff, Petitioner, Morris J. Anderson, et al. Ramsey County.**

The attorney general has authority to sue for recovery of monies allegedly improperly paid to the executive director of the Public Employees Retirement Association (PERA).

A special assistant attorney general representing the PERA has the PERA, not its executive director, as a client.

The disqualification of a special assistant attorney general from acting as trial counsel because a likely necessary witness in the pending lawsuit is not to be imputed to the entire attorney general's staff where, as here, the presumed indivisibility of the various divisions of the attorney general's staff has been rebutted.

Affirmed. Simonett, J.

Opinion of March 20, 1987 withdrawn and this opinion substituted.

## ANNOUNCEMENTS

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**Environmental Quality Board (EQB)** Environmental Assessment Worksheets (EAWs) due July 1, 1987: Anoka CSAH 22, Anoka County; Akeley Wastewater Treatment Facility, Minnesota Pollution Control Agency (MPCA); North Branch, Yellow Medicine River Roadway Protection Project, Yellow Medicine River WS District; Jerome Faribo Farms, Inc. Poultry confinement facility, Steele County; The Barrington Commons, City of Burnsville; O'Leary Hills Residential P.U.D., City of Rosemount; Wensmann Addition, City of Rosemount; Stony Brook Impoundment, MnDOT (MN Dept. of Transportation). A petition has been filed with the MPCA by Cunningham hog receiving/shipping to operate a commercial hog receiving, holding, and shipping business under a conditional use permit from Watonwan County. A substitute review by MnDOT will end July 1 for certain improvements of TH 212. A draft Environmental Impact Statement (EIS) notice for the Mounds View Business Park (formerly JLN Development) will end July 7, with a public meeting scheduled for Monday 22 June, 1987 at 7pm Mounds View City Hall. A special need registration for Furadan CR-10 to control Crucifer and Striped Flea Beetles on rape seed intended solely for export to Canada was issued by the Department of Agriculture and will remain in effect until May 12, 1992.

**Governer's Job Training Council** Four new members have been appointed by the governor to fill vacancies. The council advises the governor on job training policy and assists in coordinating and overseeing employment and training programs, including those administered under the Job Training Partnership Act. They are Nancy Christensen, Minnesota Chamber of Commerce and Industry, serving until February 1990; Austin Sullivan, General Mills, serving until February 1988; and Patricia Commers, Commers Soft Water, serving until April 1990, all from the private sector. Representing the state legislature and agencies is Sen Don Frank, DFL, Spring Lake Park, serving until January 1990.

**Department of Commerce Regulated Profession Publications**

**Banking Laws 1986.** Complete text of state law governing banks, trust companies and other financial institutions. Code #2-76 \$29.95

**Business and Nonprofit Corporation Act 1986.** Laws governing establishment and conduct of for-profit and non-profit corporations in Minnesota. Chapters 80B, 302A, 317. Code #2-87 \$10.00

**Fair Labor Standards Act 1985.** Minimum wage and overtime compensation standards for employers. Chapter 177. Code #2-75 \$3.50

**Insurance Laws 1986.** A compendium of laws applicable to the insurance business. Includes chapters on company and individual agents licensing requirements. Code #2-1 \$14.95

**Insurance Rules 1986.** Essential licensing information for businesses and agents. Includes standards on policies, practices, marketing and continuing education. Code #3-1 \$14.00

**Notary Public Laws 1986.** Statutory requirements regarding the oath of office, necessary bond, and taking of depositions. Includes an explanation of the term of the office and procedures for removal from office. Code #2-13 \$4.00

**Real Estate Laws 1986.** Complete and up-to-date extract from the 1986 Minnesota Statutes. Code #2-92 \$5.00

**Real Estate Rules 1986.** Contains all education and licensing requirements for agents. Chapters 2800, 2805, and 2810. Code #3-99 \$7.00

**Securities Laws 1985.** Governs the activities of broker/dealers, agents or investment advisors. Chapter 80A. Code #2-12 \$4.00

**Securities Rules 1985.** Subjects include standards of conduct, equity securities, investment companies and more. Chapter 2875. Code #3-5 \$11.00

**Banking Rules 1987.** New rules are expected in early fall '87. Call then for more information.

**Uniform Commercial Code 1986.** Chapter 336, U.S. laws governing trade, including contracts, title, payment, warranties, performance and liability. Code #2-2 \$10.00

**Mailing Lists.** All kinds available. A catalog will be available in late summer '87. Call to receive a copy. (612) 297-2552 or 296-0930.

**TO ORDER:** Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and \$1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

**Minnesota: national leader in education**

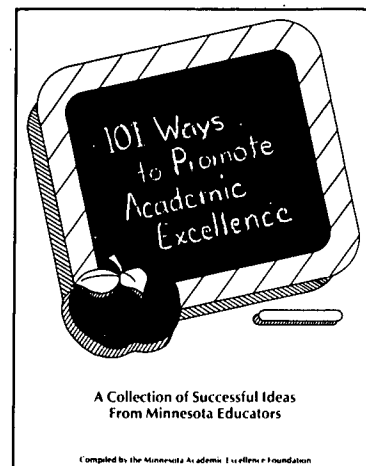
**101 Ways to Promote Academic Excellence**

A collection of nuts-and-bolts methods educators have successfully used to foster academic achievement. These are techniques that directly help students, can be replicated easily, are cost-effective, and that work in meeting public education's great challenge: helping every single child learn. Code #5-1, \$4.50.

**Education Directory, 1986-87**

This popular comprehensive directory contains Minnesota school districts, superintendents, principals, addresses, phone numbers, and enrollment. 128 pages, paperbound. Code #1-93, \$5.00.

**TO ORDER:** Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and \$1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

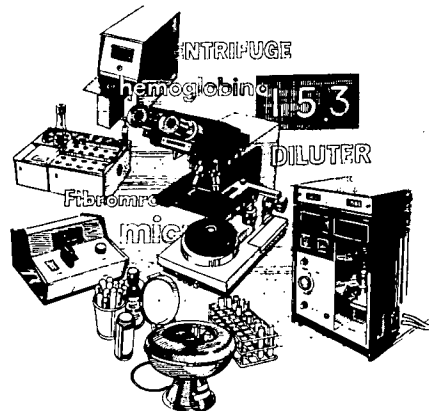


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# Buying Or Selling?

In either case, The Medical Alley Directory can help you do your job better. Double your business; the 1986 edition is nearly twice as large as last year's. Reach the decision-makers without delay at more than 300 medical and bio-tech companies and healthcare delivery organizations.

Entries include major products and/or services, company background, special interests, trade name(s), major activities, and addresses and phone numbers. Code # 40-7, \$49.95.



**TO ORDER:** Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and \$1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

Publication editors: As a public service, please reprint this ad in your publication as is, reduced, enlarged, or redesigned to suit your format. Thank you.

## MAILING LISTS GALORE

### Successful business means successful sales

The Minnesota Documents Division has a variety of mailing lists of licensed professionals and permit holders that will enable you to focus your marketing efforts on a targeted audience.

Types of lists available are: registered nurses, real estate agents, physicians, insurance agents, boatowners, hunters, cosmetologists, teachers, and many more! And you can get them on printouts, cheshire/pressure sensitive labels, as well as 9-track magnetic tapes.

What's more, you can choose from several selection capabilities. You will find our selections most helpful and beneficial to your business when you learn that you can acquire names and addresses of individuals in the areas you need to target most.

Find out more about our mailing lists by writing for our free mailing list catalog. In a hurry? Call (612) 297-2552 for more information. Requests can be sent to: Minnesota Documents Division, Mailing List Operation, 117 University Avenue, St. Paul, MN 55155.

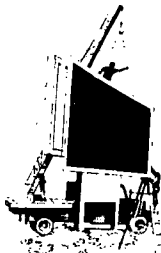
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## Minnesota Manufacturer's Directory 1986-87

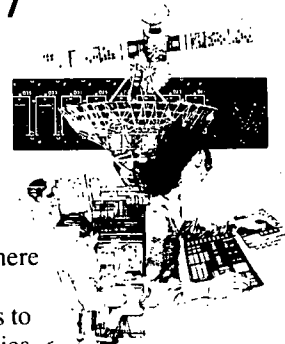


**UPDATED:** Name, address, phone number, staff size, sales volume, market area, year of establishment, type of firm, C.E.O., Sales or Marketing Manager, Purchasing Manager and four major manufactured products. Code # 40-2, \$68.50.

**NEW:** In the directory this year are two titles (where applicable) Chief Engineer and Data Processing Manager.



**REVISED:** There are more than 7,000 changes to the 7,068 entries.



**TO ORDER:** Send to Minnesota Documents Division, 117 University Avenue, St. Paul, MN 55155. (612) 297-3000, or toll-free in Minnesota: 1-800-652-9747 and ask for "DOCUMENTS." Please include 6% sales tax, and \$1.50 postage and handling. Prepayment required. Please include daytime phone. VISA/MasterCard orders accepted over phone.

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# DOCUMENTS DIVISION

## Publications, Services, Subscriptions

**Order Form on Back—For Information, Call 297-3000**

### NEW PUBLICATIONS:

**Building Code 1987.** Regulates design, construction, quality of materials, use and occupancy of all buildings and structures. Includes adoption by reference of Uniform Building Code, National Electrical Code and others. Code #3-65s3, \$10.00.

**Plumbing Code 1987.** Rules concerning public safety and health in regard to: materials, joints, traps, fixtures, water supply, drainage, inspection and water conditioning. Code #3-6, \$11.00.

**Health Care Facilities Directory 1987.** A list of hospitals and related institutions licensed and/or certified to deliver various levels of care. The list is alphabetical by county, town and facility name. Code #1-89, \$15.00.

**Human Services Rules Supplement 1987.** The 1987 Supplement to the Department's rule book includes recent changes to many rules in effect from July 1986 through January 1987. Code #3-95s1, \$14.00.

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### OTHER PUBLICATIONS

**1987 Workers' Compensation Handbook.** Includes the statutes (Minn. Stat. Chapter 176), the Office of Administrative Hearings and Litigation Procedure Rules (Rules Chapter 1415), Fees for Medical Services (Rules Chapter 5221), Disability Schedules (Rules Chapter 5223) Workers' Compensation Court of Appeals Rules of Procedure (Rules Chapter 9800). Code #2-72. \$14.00 plus tax.

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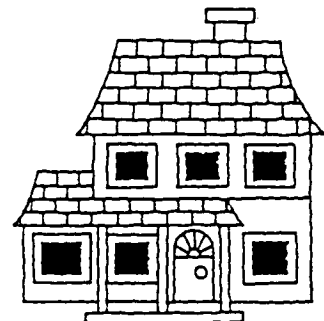
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